



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शनिवार, 18 नवम्बर, 2017 / 27 कार्तिक, 1939

हिमाचल प्रदेश सरकार

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Dated : 10th November, 2017

No.HHC/ Admn.3(240)/86.—20 days earned leave on and with effect from 27-11-2017 to 16-12-2017 with permission to affix Sundays falling on 26-11-2017 and 17-12-2017 is hereby sanctioned in favour of Shri Bhupender Gupta, Court Master of this Registry.

Certified that Shri Bhupender Gupta is likely to join the same post and at the same station from where he proceeds on leave after the expiry of the above leave period.

Certified that Shri Bhupender Gupta would have continued to officiate the same post of Court Master but for his proceeding on leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Dated : 10th November, 2017

No.HHC/ Admn.3(384)/93-I.—13 days earned leave *w.e.f.* 13-11-2017 to 25-11-2017 with permission to prefix second Saturday and Sunday falling on 11th & 12th November, 2017 and suffix Sunday falling on 26-11-2017 is hereby sanctioned in favour of Shri J. K. Sharma, Assistant Registrar of this Registry.

Certified that Shri J. K. Sharma is likely to join the same post and at the same station from where he proceeds on leave after the expiry of the above leave period.

Certified that Shri J. K. Sharma would have continued to officiate the same post of Assistant Registrar but for his proceeding on leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 7th November, 2017

No. HHC/Admn. 6 (23)/74-XV.—Hon'ble the Acting Chief Justice in exercise of the powers vested in him under Rule 2(32) of Chapter 1 of H. P. Financial Rules, 2009 has been pleased to declare Additional District and Sessions Judge-II, Kangra at Dharamshala, H. P. as Drawing and Disbursing Officer in respect of the Court of Additional District and Sessions Judge-III, Kangra at Dharamshala, H. P. and also the Controlling Officer for the purpose of salary T. A. *etc.* in respect of the aforesaid Court under Major head "2014 Administration of Justice" during the earned leave period of Smt. Jyotsna Sumant Dadhwal, Additional District and Sessions Judge-III, Kangra at Dharamshala, H. P. *w.e.f.* 10-11-2017 to 15-11-2017 with permission to prefix 9-11-2017 being Vidhan Sabha election holiday or until she returns from leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001**NOTIFICATION***Shimla, the 6th November, 2017*

No. HHC/Admn. 6 (23)/74-XV.—Hon'ble the Acting Chief Justice in exercise of the powers vested in him under Rule 2(32) of Chapter 1 of H. P. Financial Rules, 2009 has been pleased to declare Civil Judge-cum-JMIC-III, Ghumarwin, District Bilaspur, H. P. as Drawing and Disbursing Officer in respect of the Court of Civil Judge-cum-JMIC-II, Ghumarwin, District Bilaspur, H. P. and also the Controlling Officer for the purpose of salary T. A. *etc.* in respect of the aforesaid Court under Major head "2014 Administration of Justice" during the earned leave period of Smt. Upasna Sharma, Civil Judge-cum-JMIC-II, Ghumarwin, District Bilaspur, H. P. *w.e.f.* 20-11-2017 to 2-12-2017 with permission to prefix and suffix Sunday(s) falling on 19-11-2017 and 3-12-2017 or until she returns from leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001**NOTIFICATION***Shimla, the 3rd November, 2017*

No. HHC/Admn. 6 (23)/74-XV.—Hon'ble the Acting Chief Justice in exercise of the powers vested in him under Rule 2(32) of Chapter 1 of H. P. Financial Rules, 2009 has been pleased to declare Civil Judge-cum-JMIC (5), Shimla, H. P. as Drawing and Disbursing Officer in respect of the Court of Civil Judge-cum-JMIC (4), Shimla, H. P. and also the Controlling Officer for the purpose of salary T. A. *etc.* in respect of the aforesaid Court under Major head "2014 Administration of Justice" during the earned leave period of Ms. Abha Chauhan, Civil Judge-cum-JMIC (4), Shimla, H. P. *w.e.f.* 15-11-2017 to 24-11-2017 or until she returns from leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001**NOTIFICATION***Shimla, the 8th November, 2017*

No. HHC/Admn. 6 (23)/74-XV.—Hon'ble the Acting Chief Justice in exercise of the powers vested in him under Rule 2(32) of Chapter 1 of H. P. Financial Rules, 2009 has been pleased to declare Civil Judge-cum-JMIC-IV, Una, H. P. as Drawing and Disbursing Officer in

respect of the Court of Civil Judge-cum-JMIC-II, Una, H. P. and also the Controlling Officer for the purpose of salary T. A. *etc.* in respect of the aforesaid Court under Major head “2014 Administration of Justice” during the earned leave period of Ms. Aishwarya Sharma, Civil Judge-cum-JMIC-II, Una, H. P. *w.e.f.* 20-11-2017 to 30-12-2017 with permission to affix Sundays falling on 19-11-2017 and 31-12-2017 or until she returns from leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 10th November, 2017

No. HHC/GAZ/14-274/2009-1-Part.—Consequent upon the enactment of the H. P. Judicial Officers (Pay and Conditions of Service) Act, 2003 and the framing of H. P. Judicial Officers (Pay Fixation) Rules, 2010, the benefit of the 1st Assured Career Progression Scale of Rs. 33090-920-40450-1080-45850 has been granted to the following members of H. P. Judicial Service in the cadre of Civil Judges with effect from the dates shown against their names:—

Sl. No.	Name of the officer	Date of grant of 1st ACP Scale of Rs. 33090-920-40450-1080-45850
1.	Shri Gaurav Kumar, Mobile Traffic Magistrate, Solan & Sirmaur at Solan, H.P.	10-9-2017
2.	Shri Prashant Singh Negi, Civil Judge-cum-JMIC, Manali, District Kullu, H.P.	23-8-2017

BY ORDER OF THE HON'BLE HIGH
COURT OF HIMACHAL PRADESH,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA -171 001

NOTIFICATION

Shimla, the 2nd November, 2017

No.HHC/Admn.6 (18)77-VIII.—In exercise of the powers vested in it under Section 13 of the Code of Criminal Procedure, 1973 read with Rule 3 of the “***The Special Judicial Magistrates Qualifications (Himachal Pradesh) Rules, 1981***”, Hon’ble High Court of Himachal Pradesh has been pleased to confer the powers of Special Judicial Magistrate Ist Class upon the following

HPAS Officers for a period of one year with immediate effect to be exercised by them within their jurisdictions :—

1. Sh. Kulbir Singh Rana, HPAS
Sub Divisional Magistrate, Lahaul at Keylong.
2. Sh. Sunil Verma, HPAS
*Sub Divisional Magistrate, Udaipur
District Lahaul & Spiti.*

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 3rd November, 2017

No. HHC/Admn.6 (20)/77-XVII.—The Hon'ble High Court of Himachal Pradesh has been pleased to declare 25th November, 2017 (Saturday) as Court working day for the High Court in lieu of the declared holiday on 16-6-2017.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 03rd November, 2017

No. HHC/Admn.6 (20)/77-XVII.—The Hon'ble High Court of Himachal Pradesh has been pleased to declare 9th November, 2017 (Thursday) as public holiday on account of polling in General Election for 68 H. P. Vidhan Sabha constituencies for the High Court and the Subordinate Courts and in lieu thereof 16th December, 2017 (Saturday) is declared as Court working day for the High Court.

By order,
Sd/-
Registrar General.

TRAINING & FOREIGN ASSIGNMENT DEPARTMENT**OFFICE ORDER***Shimla-2, the 18th September, 2017*

No.Per(Trg.)B(1)2/2016.—In pursuance to the instructions issued by the Department of Personnel with regard to regularization of contract employees *vide* letter No. PER(AP)-C-B(2)-2/2015-L dated 04-05-2017 and on the recommendation of the Departmental Screening Committee, the services of the following contract basis Core Faculties in SIRD at HIPA are hereby regularized in the pay band of Rs. 15600-39100+Rs.5400 Grade Pay on the terms and conditions depicted below with immediate effect:—

Sr. No.	Name & Designation	Place of posting on Regularization
1.	Shri Ravinder Kumar, Core Faculty (Social Work & Community Development)	SIRD at HIPA Fairlawns, Shimla.
2.	Shri Pravesh Kumar, Core Faculty (Watershed Management)	SIRD at HIPA Fairlawns, Shimla.

Terms and Conditions :—

1. Original Certificates of academic/Technical qualifications, age, character etc. at the time of joining will be produced by the candidates.
2. The employees should be medically fit for the post against which he is being regularized. He shall have to produce the Medical Fitness Certificate from the Chief Medical Officer/Medical Officer of the Government Hospital, before joining to the post.
3. Regularization shall be subject to verification of character and antecedents as prescribed in the H.P. Financial Rules.
4. For the determination of date of birth of the candidate concerned, the criteria as laid down in Rule 172 of the Himachal Pradesh Financial Rules, 2009 shall be observed.
5. The official shall be appointed at the minimum of the time scale of the post.
6. If any declaration given or information furnished/supplied by the candidate (s) proves to be false or he is found to have willfully suppressed any material information he will be liable for removal from service and for such other action as the Government may think fit.
7. He shall be governed by the rules, regulations and orders in force from time to time as are applicable to other Government servants such as CCS (CCA) Rules, 1965 and CCS (Conduct) Rules, 1964.
8. He shall remain on probation for a period of 2 years in the first instance from the date of his joining. The probation period can be extended by the competent authority for one year by assigning reasons in writing under the provision of the Rules.

9. The service rendered on contract basis shall not be counted towards qualifying service. He shall be entitled to regular scale of pay and seniority from the date of his regularization.
10. His pay on the post will be fixed as per Rules.
11. He shall have to produce a certificate to the effect that he has not more than one living spouse (in case he is married).
12. He shall produce a certificate of domicile issued by the Executive Magistrate of concerned area.
13. The appointment may be terminated at any time by one month's notice given by either side viz. the appointees or the appointing authority without assigning any reason. The appointing authority however reserves the right of terminating the services of the appointees forthwith on or before the expiry of the stipulated period of notice by making payment to him of a sum equivalent to the pay and allowances for the period of notice of the un-expired portion thereof.
14. If offer of appointment on the above terms & conditions is acceptable to them, they may join within a period of one week from the issue of this Order, after completing all the codal formalities failing which the offer shall stand cancelled.

By order,
ARVIND MEHTA,
Addl. Chief Secretary (Trg. & FA).

FINANCE DEPARTMENT

NOTIFICATION

Shimla-2, the 17th November, 2017

No.Fin-2-C-(12)-3/2017.—Government of Himachal Pradesh hereby notifies the sale of Himachal Pradesh Government Stock (securities) of **10-year** tenure for an aggregate amount of **₹ 300.00 crore** (Nominal). The sale will be subject to the terms and conditions spelt out in this notification (called Specific Notification) as also the terms and conditions specified in the General Notification No.Fin-2-C(12)-11/2003 dated July 20, 2007 of Government of Himachal Pradesh.

Object of the loan

1. (i) The proceeds of the State Government Securities will be utilized for the development programme of the Government of Himachal Pradesh.

(ii) Consent of Central Government has been obtained to the floatation of this loan as required by Article 293 (3) of the Constitution of India.

Method of Issue

2. Government Stock will be sold through the Reserve Bank of India, Mumbai Office (PDO) Fort, Mumbai-400 001 by auction in the manner as prescribed in paragraph 6.1 of the General Notification No.Fin-2-C(12)-11/2003, dated July 20, 2007 at a coupon rate to be determined by the Reserve Bank of India at the yield based auction under multiple price formats.

Allotment to Non-Competitive Bidders

3. The Government Stock upto 10% of the notified amount of the sale will be allotted to eligible individuals and institutions subject to a maximum limit of 1% of the notified amount for a single bid as per the Revised Scheme for Non-Competitive Bidding Facility in the Auctions of State Government Securities of the General Notification (Annexure-II).

Place and Date of Auction

4. The auction will be conducted by the Reserve Bank of India, at its Mumbai Office, Fort, Mumbai-400 001 on **November 21, 2017**. Bids for the auction should be submitted in electronic format on the Reserve Bank of India Core Banking Solution (E-Kuber) System as stated below on **November 21, 2017**.

- (a) The competitive bids shall be submitted electronically on the Reserve Bank of India Core Banking Solution (E-Kuber) System between 10:30AM and 12:00 PM.
- (b) The non-competitive bids shall be submitted electronically on the Reserve Bank of India Core Banking Solution (E-Kuber) System between 10:30 AM and 11:30 AM.

Result of the Auction

5. The result of the auction shall be displayed by the Reserve Bank of India on its website on the same day. The payment by successful bidders will be on **November 22, 2017**.

Method of Payment

6. Successful bidders will make payments on **November 22, 2017** before close of banking hours by means of cash, bankers' cheque/pay order, demand draft payable at Reserve Bank of India, Mumbai/New Delhi or a cheque drawn on their account with Reserve Bank of India, Mumbai(Fort)/New Delhi.

Tenure

7. The Stock will be of **10-year** tenure. The tenure of the Stock will commence on **November 22, 2017**.

Date of Repayment

8. The loan will be repaid at par on **November 22, 2027**.

Rate of Interest

9. The cut-off yield determined at the auction will be the coupon rate percent per annum on the Stock sold at the auction. The interest will be paid on **May 22** and **November 22**.

Eligibility of Securities

10. The investment in Government Stock will be reckoned as an eligible investment in Government Securities by banks for the purpose of Statutory Liquidity Ratio (SLR) under Section 24 of the Banking Regulation Act, 1949. The stocks will qualify for the ready forward facility.

By order and in the name of the Governor of Himachal Pradesh

*Addl. Chief Secretary to the Government of Himachal Pradesh
Finance Department.*

[Authoritative English text of this Department Notification No.EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 38/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In exercise of the powers conferred by sub-section (2) of section 23 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, is pleased to make the following amendments in the notification, No.34/2017- State Tax, dated 9th Oct., 2017, published in the Gazette of Himachal Pradesh vide No. EXN-F(10)-34/2017 dated 23rd Oct., 2017, namely:—

- (a) In the title of the notification after the words and sign "NOTIFICATION No. " , the figures "34", shall be substituted by the figures "32";
- (b) In the said notification, in the Table –
- (i) for serial number 9 and the entries relating thereto, the following shall be substituted, namely:—

"9	Textile (handloom products), Handmade shawls, stoles and scarves	Including 50, 58, 61, 62, 63";
----	--	--------------------------------

- (ii) after serial number 28 and the entries relating thereto, the following shall be inserted, namely:—

"29	Chain stitch	Any chapter
30	Crewel, namda, gabba	Any chapter
31	Wicker willow products	Any chapter
32	Toran	Any chapter
33	Articles made of shola	Any chapter".

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-39/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 31/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-39/2017.—In exercise of the powers conferred by sub-section (1) of section 9, sub-section (1) of section 11, sub-section (5) of section 15 and sub-section (1) of section

16 of the Himachal Pradesh Goods and Services Tax Act, 2017 (12 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, and on being satisfied that it is necessary in the public interest so to do, hereby makes the following further amendments in the notification No.11/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, *vide* number EXN-F(10-15/2017) dated the 30th June, 2017, namely:—

In the said notification,

(i) in the Table,—

(a) against serial number 3,—

- A. in item (iii), in column (3), for the words “Government, a local authority or a Governmental authority”, the words “Central Government, State Government, Union territory, a local authority, a Governmental Authority or a Government Entity” shall be substituted;
- B. in item (vi), in column (3), for the words “a local authority or a Governmental authority” the words “a local authority, a Governmental Authority or a Government Entity” shall be substituted;
- C. in items (iii) and (vi), in column (5), for the existing entry, the following entry shall be substituted, namely:—

“Provided that where the services are supplied to a Government Entity, they should have been procured by the said entity in relation to a work entrusted to it by the Central Government, State Government, Union territory or local authority, as the case may be”;

- D. for item (vii), in columns (3), (4) and (5) and the entries relating thereto, the following shall be substituted, namely:—

(3)	(4)	(5)
“(vii) Composite supply of works contract as defined in clause (119) of section 2 of the Central Goods and Services Tax Act, 2017, involving predominantly earth work (that is, constituting more than 75 per cent. of the value of the works contract) provided to the Central Government, State Government, Union territory, local authority, a Governmental Authority or a Government Entity.	2.5	Provided that where the services are supplied to a Government Entity, they should have been procured by the said entity in relation to a work entrusted to it by the Central Government, State Government, Union territory or local authority, as the case may be
(viii) Composite supply of works contract as defined in clause (119) of section 2 of the Central Goods and Services Tax Act, 2017 and associated services, in respect of offshore works contract relating to oil and gas exploration and production (E&P) in the offshore area beyond 12 nautical miles from the nearest point of the appropriate base line.	6	-
(ix) Construction services other than (i), (ii), (iii), (iv), (v), (vi), (vii) and (viii) above.	9	—”;

(b) against serial number 8, for item (ii), in column (5), for the word “or” the word “and” shall be substituted.

(c) against serial number 8, for item (vi), in columns (3), (4) and (5) and the entries relating thereto, the following shall be substituted, namely:—

(3)	(4)	(5)
“(vi) Transport of passengers by any motor vehicle designed to carry passengers where the cost of fuel is included in the consideration charged from the service recipient.	2.5	Provided that credit of input tax charged on goods and services used in supplying the service, other than the input tax credit of input service in the same line of business (i.e. service procured from another service provider of transporting passengers in a motor vehicle or renting of a motor vehicle), has not been taken. [Please refer to <i>Explanation</i> no. (iv)]
	or	
	6	—”;

(d) against serial number 9, for item (v), in columns (3), (4) and (5) and the entries relating thereto, the following shall be substituted, namely: -

(3)	(4)	(5)
“(v) Transportation of natural gas through pipeline	2.5	Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to <i>Explanation</i> no. (iv)]
	or	
	6	-
(vi) Goods transport services other than (i), (ii), (iii), (iv) and (v) above	9	—”;

(e) against serial number 10, for item (i), in columns (3), (4) and (5) and the entries relating thereto, the following shall be substituted, namely:—

(3)	(4)	(5)
“(i) Renting of any motor vehicle designed to carry passengers where the cost of fuel is included in the consideration charged from the service recipient.	2.5	Provided that credit of input tax charged on goods and services used in supplying the service, other than the input tax credit of input service in the same line of business (i.e. service procured from another service provider of transporting passengers in a motor vehicle or renting of a motor vehicle) has not been taken. [Please refer to <i>Explanation</i> no. (iv)]
	or	
	6	—”;

(f) against serial number 15, for item (v), in columns (3), (4) and (5) and the entries relating thereto, the following shall be substituted, namely: -

(3)	(4)	(5)
“(v) Leasing of motor vehicles purchased and leased prior to 1 st July	65 per cent. of the rate of central tax as applicable on supply of like goods	-

2017;	involving transfer of title in goods. Note:- Nothing contained in this entry shall apply on or after 1 st July, 2020.	
(vi) Financial and related services other than (i), (ii), (iii), (iv), and (v) above.	9	-”;

(g) against serial number 17, for item (vi) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely: -

(3)	(4)	(5)
“(vi) Leasing of motor vehicles purchased and leased prior to 1 st July 2017;	65 per cent. of the rate of central tax as applicable on supply of like goods involving transfer of title in goods. Note:- Nothing contained in this entry shall apply on or after 1 st July, 2020.	-
(vii) Leasing or rental services, with or without operator, other than (i), (ii), (iii), (iv), (v) and (vi) above.	Same rate of central tax as applicable on supply of like goods involving transfer of title in goods	-”;

(h) against serial number 26, in column (3), —

(i) in item (i), for sub-item (c), the following sub-item shall be substituted, namely:—
“(c) all products falling under Chapter 71 in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975);”;

(ii) in item (i), after sub-item (d), the following sub-item shall be inserted, namely:—

“(da) printing of all goods falling under Chapter 48 or 49, which attract CGST @ 2.5 per cent. or Nil;”

(iii) in item (i), after sub-item (e), the following sub-items shall be inserted, namely: —

“(f) all food and food products falling under Chapters 1 to 22 in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975);

(g) all products falling under Chapter 23 in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), except dog and cat food put up for retail sale falling under tariff item 23091000 of the said Chapter;

(h) manufacture of clay bricks falling under tariff item 69010010 in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975);”;

(i) after item (i), in columns (3), (4) and (5) and the entries relating thereto, the following shall be inserted, namely: -

(3)	(4)	(5)
“(ia) Services by way of job work in relation to-		
(a) manufacture of umbrella;	6	-”;
(b) printing of all goods falling under Chapter 48 or 49, which attract CGST @ 6 per cent.		

- (v) in item (ii), after sub-item (b), the following sub-item shall be inserted, namely:—
“(c) printing of all goods falling under Chapter 48 or 49, which attract CGST @ 2.5 per cent. or Nil.”;
- (vi) after item (ii), in columns (3), (4) and (5) in column (3) and the entries relating thereto, the following shall be inserted, namely:—

(3)	(4)	(5)
“(iia) Services by way of any treatment or process on goods belonging to another person, in relation to printing of all goods falling under Chapter 48 or 49, which attract CGST @ 6 per cent.	6	-”;

- (vii) in item (iii), for the word, brackets and figures “and (ii)” the figures, brackets, letters and word “, (ia), (ii) and (iia)” shall be substituted;
- (i) against serial number 27, for item (i), in columns (3), (4) and (5) and the entries relating thereto in, the following shall be substituted, namely:—

(3)	(4)	(5)
(i) Services by way of printing of all goods falling under Chapter 48 or 49 [including newspapers, books (including Braille books), journals and periodicals], which attract CGST @ 6 per cent. or 2.5 per cent. or Nil, where only content is supplied by the publisher and the physical inputs including paper used for printing belong to the printer.	6	-”;

- (ii) in paragraph 2, for the words, brackets and figures “at item (i)”, the words, brackets, figures and letters, “at item (i), item (iv) [sub-item (b), sub-item (c) and sub-item (d)], item (v) [sub-item (b), sub-item (c) and sub-item (d)], item (vi) [sub-item (c)]” shall be substituted;

- (iii) in paragraph 4, after clause (viii), the following clause shall be inserted, namely:—

“(ix) “Governmental Authority” means an authority or a board or any other body, —

(i) set up by an Act of Parliament or a State Legislature; or

(ii) established by any Government,

with 90 per cent. or more participation by way of equity or control, to carry out any function entrusted to a Municipality under article 243 W of the Constitution or to a Panchayat under article 243 G of the Constitution.

(x) “Government Entity” means an authority or a board or any other body including a society, trust, corporation,

(i) set up by an Act of Parliament or State Legislature; or

(ii) established by any Government,

with 90 per cent. or more participation by way of equity or control, to carry out a function entrusted by the Central Government, State Government, Union Territory or a local authority.”.

By order,

Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-39/2017- dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 32/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-39/2017.—In exercise of the powers conferred by sub-section (1) of section 11 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on being satisfied that it is necessary in the public interest so to do, on the recommendations of the Council, hereby makes the following further amendments in the notification No.12/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, *vide* number EXN-F(10-15/2017 dated the 30th June, 2017, namely:—

(i) in the Table,—

- (a) in serial number 5, in column (3), for the words “governmental authority” the words “Central Government, State Government, Union territory, local authority or Governmental Authority” shall be substituted;
- (b) after serial number 9B and the entries relating thereto, the following serial number and entries shall be inserted namely: -

(1)	(2)	(3)	(4)	(5)
“ <u>9C</u> ”	Chapter 99	Supply of service by a Government Entity to Central Government, State Government, Union territory, local authority or any person specified by Central Government, State Government, Union territory or local authority against consideration received from Central Government, State Government, Union territory or local authority, in the form of grants.	Nil	Nil”;

- (a) after serial number 21 and the entries relating thereto, the following serial number and entries shall be inserted namely: -

(1)	(2)	(3)	(4)	(5)
“21A”	Heading 9965 or Heading 9967	Services provided by a goods transport agency to an unregistered person, including an unregistered casual taxable person, other than the following recipients, namely:— (a) any factory registered under or governed by the Factories Act, 1948(63 of 1948); or (b) any Society registered under the Societies Registration Act, 1860 (21 of 1860) or under any other law for the time being in force in any part of India; or (c) any Co-operative Society established by or under any law for the time being in force; or	Nil	Nil”;

		(d) any body corporate established, by or under any law for the time being in force; or (e) any partnership firm whether registered or not under any law including association of persons; (f) any casual taxable person registered under the Central Goods and Services Tax Act or the Integrated Goods and Services Tax Act or the State Goods and Services Tax Act or the Union Territory Goods and Services Tax Act.		
--	--	--	--	--

(d) after serial number 23 and the entries relating thereto, the following serial number and entries shall be inserted namely: -

(1)	(2)	(3)	(4)	(5)
"23A	Heading 9954	Service by way of access to a road or a bridge on payment of annuity.	Nil	Nil";

(e) in serial number 41, for the entry in column (3), the following entry shall be substituted namely:—

"Upfront amount (called as premium, salami, cost, price, development charges or by any other name) payable in respect of service by way of granting of long term lease of thirty years, or more) of industrial plots or plots for development of infrastructure for financial business, provided by the State Government Industrial Development Corporations or Undertakings or by any other entity having 50 per cent. or more ownership of Central Government, State Government, Union territory to the industrial units or the developers in any industrial or financial business area.";

(ii) in paragraph 2, for clause (zf), the following shall be substituted, namely:—

"(zf) "Governmental Authority" means an authority or a board or any other body,—

(i) set up by an Act of Parliament or a State Legislature; or

(ii) established by any Government, with 90 per cent. or more participation by way of equity or control, to carry out any function entrusted to a Municipality under article 243 W of the Constitution or to a Panchayat under article 243 G of the Constitution.

(zfa) "Government Entity" means an authority or a board or any other body including a society, trust, corporation,

(i) set up by an Act of Parliament or State Legislature; or

(ii) established by any Government, with 90 per cent. or more participation by way of equity or control, to carry out a function entrusted by the Central Government, State Government, Union Territory or a local authority.".

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-39/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 33/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-39/2017.—In exercise of the powers conferred by sub-section (3) of section 9 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh on the recommendations of the Council hereby makes the following further amendments in the notification No.13/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh *vide* number No. EXN-F(10)-15/2017, dated the 30th June, 2017, namely:—

In the said notification,—

- (i) in the Table, after serial number 9 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“10	Supply of services by the members of Overseeing Committee to Reserve Bank of India	Members of Overseeing Committee constituted by the Reserve Bank of India	Reserve Bank of India.”.
-----	--	--	--------------------------

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-39/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 34/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-39/2017.—In exercise of the powers conferred by sub-section (1) of section 9 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, is pleased to make the following further amendments in the notification No.1/2017-State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, *vide* number No. EXN-F(10)-14/2017-Loose, dated the 30th June, 2017, namely:—

In the said notification,—

- (A) in Schedule I-2.5%,—

(i) in S. No. 29, for the entry in column (2), the entry, “0802, 0813”, shall be substituted;

(ii) after S. No. 30 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“30A	0804	Mangoes sliced, dried” ;
------	------	--------------------------

(iii) after S. No. 99 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“99A	1905 or 2106	Khakhra, plain chapatti or roti” ;
------	-----------------	------------------------------------

(iv) after S. No. 101 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“101A	2106 90	Namkeens, bhujia, mixture, chabena and similar edible preparations in ready for consumption form, other than those put up in unit container and,- (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or any enforceable right in respect of such brand name has been voluntarily foregone, subject to the conditions as specified in the ANNEXURE]” ;
-------	---------	---

(v) in S. No. 164, for the entry in column (3), the entry,

“(a) kerosene oil PDS,

(b) The following bunker fuels for use in ships or vessels, namely,

i. IFO 180 CST

ii. IFO 380 CST”, shall be substituted;

(vi) after S. No. 181 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“181A	30	Medicaments (including those used in Ayurvedic, Unani, Siddha, Homeopathic or Bio-chemic systems), manufactured exclusively in accordance with the formulae described in the authoritative books specified in the First Schedule to the Drugs and Cosmetics Act, 1940 (23 of 1940) or Homeopathic Pharmacopoeia of India or the United States of America or the United Kingdom or the German Homeopathic Pharmacopoeia, as the case may be, and sold under the name as specified in such books or pharmacopoeia”;
-------	----	---

(vii) after S. No. 187 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“187A	3915	Waste, parings or scrap, of plastics”;
-------	------	--

(viii) after S. No. 188 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“188A	40040000	Waste, parings or scrap of rubber (other than hard rubber)”;
-------	----------	--

(ix) after S. No. 191 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“191A	4017	Waste or scrap of hard rubber”;
-------	------	---------------------------------

(x) after S. No. 198A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“198 B	4707	Recovered waste or scrap of paper or paperboard”;
--------	------	---

(xi) S. No. 201A and entries relating thereto shall be omitted;

(xii) after S. No. 218 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“218A	5605 0010	Real zari thread (gold) and silver thread, combined with textile thread”;
-------	-----------	---

(xiii) in S. No. 219, in column (2), for the figure, “5705”, the figures “5702, 5703, 5705”, shall be substituted;

(xiv) after S. No. 228 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“228A	7001	Cullet or other waste or scrap of glass”;
-------	------	---

(xv) after S. No. 234 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“234A	84 or 85	E-waste <i>Explanation:</i> For the purpose of this entry, e-waste means electrical and electronic equipment listed in Schedule I of the E-Waste(Management) Rules, 2016, published in the Gazette of India vide G.S.R. 338 (E) dated the 23 rd March, 2016, including the components, consumables, parts and spares which make these products operational”;
-------	----------	--

(xvi) after S. No. 263A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“264	Any chapter	Biomass briquettes” ;
------	-------------	-----------------------

(B) in Schedule II-6%,—

(i) in S. No. 16, in column (3), for the words and brackets “Dates(soft or hard), figs, pineapples, avocados, guavas, mangoes and mangosteens, dried”, the words and brackets, “Dates(soft or hard), figs, pineapples, avocados, guavas and mangosteens, dried”, shall be substituted;

(ii) in S. No. 17, in column (3), for the words figure and brackets, “dried fruits of Chapter 8[other than tamarind, dried]”, the words, figure and brackets, “dried fruits of Chapter 8 [other than dried tamarind and dried chestnut (singhada) whether or not shelled or peeled]”, shall be substituted;

(iii) in S. No. 46, for the entry in column (3), the following entry shall be substituted namely:—

“Namkeens, bhujia, mixture, chabena and similar edible preparations in ready for consumption form [other than roasted gram], put up in unit container and,-

- (a) bearing a registered brand name; or
- (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or any enforceable right in respect of such brand name has been voluntarily foregone, subject to the conditions as specified in the ANNEXURE]”;

(iv) S. No. 111 and the entries relating thereto, shall be omitted;

(v) after S. No. 132 and the entries relating thereto, the following serial numbers and entries shall be inserted, namely:—

“132A	5401	Sewing thread of manmade filaments, whether or not put up for retail sale
132B	5402, 5403, 5404, 5405, 5406	Synthetic or artificial filament yarns
132C	5508	Sewing thread of manmade staple fibres
132D	5509, 5510, 5511	Yarn of manmade staple fibres”;

(vi) in S. No. 137, in the entry in column (3), the words and figures “such as Real zari thread (gold) and silver thread, combined with textile thread),” shall be omitted;

(C) in Schedule III-9%,-

(i) in S. No. 16, in column (3), for the words “other than pizza bread”, the words, “other than pizza bread, khakhra, plain chapatti or roti”, shall be substituted;

(ii) in S. No. 23, in column (3), for the words “preparations in ready for consumption form”, the words, “preparations in ready for consumption form, khakhra”, shall be substituted;

- (iii) after S. No. 54 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“54A	3213	Poster colour” ;
------	------	------------------

(iv) in S. No. 63, for the entry in column (3), the entry, “Modelling pastes, including those put up for children's amusement; Preparations known as “dental wax” or as “dental impression compounds”, put up in sets, in packings for retail sale or in plates, horseshoe shapes, sticks or similar forms; other preparations for use in dentistry, with a basis of plaster (of calcined gypsum or calcium sulphate)”, shall be substituted;

- (v) S. No. 102 and the entries relating thereto, shall be omitted;

- (vi) in S. No. 114, in column (3), for the words and brackets “Waste, parings and scrap of rubber (other than hard rubber) and powders and granules obtained therefrom”, the words and brackets “powders and granules obtained from waste, parings and scrap of rubber (other than hard rubber)” shall be substituted;

- (vii) S. No. 158 and entries related thereto shall be omitted;

- (viii) in S. No. 159, for the entry in column (3), the entry “All goods other than synthetic filament yarns”, shall be substituted;

- (ix) in S. No. 160, for the entry in column (3), the entry “All goods other than artificial filament yarns”, shall be substituted;

- (x) S. No. 164 and entries related thereto shall be omitted;

- (xi) S. No. 165 and entries related thereto shall be omitted;

- (xii) after S. No. 177 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“177A	6802	All goods other than:- <u>(i)</u> all goods of marble and granite; <u>(ii)</u> Statues, statuettes, pedestals; high or low reliefs, crosses, figures of animals, bowls, vases, cups, cachou boxes, writing sets, ashtrays, paper weights, artificial fruit and foliage, etc.; other ornamental goods essentially of stone” ;
-------	------	--

- (xiii) in S. No. 188, and entries relating thereto, shall be omitted;

- (xiv) after S. No. 303 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“303A	8305	Fittings for loose-leaf binders or files, letter clips, letter corners, paper clips, indexing tags and similar office articles, of base metal; staples in strips (for example, for offices, upholstery, packaging), of base metal” ;
-------	------	--

(xv) after S. No. 308 and the entries relating thereto, the following serial numbers and entries shall be inserted, namely:—

“308A	84	Parts suitable for use solely or principally with fixed Speed Diesel Engines of power not exceeding 15HP
308B	84 or 85	Parts suitable for use solely or principally with power driven pumps primarily designed for handling water, namely, centrifugal pumps(horizontal and vertical), deep tube-well turbine pumps, submersible pumps, axial flow and mixed flow vertical pumps”;

(xvi) after S. No. 369 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“369A	8483	Plain shaft bearings” ;
-------	------	-------------------------

(D) in Schedule-IV-14%, -

- (i) in S. No. 23, in column (3), for the words, “pans or in similar forms or packings”, the words and brackets, “pans or in similar forms or packings [other than poster colour]”, shall be substituted;
- (ii) S. No. 34 and entries related thereto shall be omitted;
- (iii) in S. No. 50, in column (3), for the words “including waste and scrap”, the words, “other than waste and scrap”, shall be substituted;
- (iv) in S. No. 70, for the entry in column (3), the following entry shall be substituted namely:—

“All goods of marble or granite [other than Statues, statuettes, pedestals; high or low reliefs, crosses, figures of animals, bowls, vases, cups, cachou boxes, writing sets, ashtrays, paper weights, artificial fruit and foliage, etc.; other ornamental goods essentially of stone]”;
- (v) S. No. 112 and the entries relating thereto, shall be omitted;
- (vi) in S. No. 135, in column (3), the words, “and plain shaft bearings”, shall be omitted;

(E) in ANNEXURE, after point (b), the following proviso shall be inserted

“Provided that, if the person having an actionable claim or enforceable right on a brand name and the person undertaking packing of such goods in unit containers are two different persons, then the person having an actionable claim or enforceable right on a brand name shall file an affidavit to that effect with the jurisdictional Commissioner of State tax of the person undertaking packing of such goods that he is voluntarily foregoing his actionable claim or enforceable right on such brand name as defined in Explanation (ii)(a); and he has authorised the person [undertaking packing of such goods in unit containers bearing said brand name] to print on such unit containers in indelible ink, both in English and the local

language, that in respect of such brand name he [the person owning the brand name] is voluntarily foregoing the actionable claim or enforceable right voluntarily on such brand name.”

By order,

Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-39/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 35/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-39/2017.—In exercise of the powers conferred by sub-section (1) of section 11 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby makes the following further amendments in the notification No.2/2017-State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, *vide* number No. EXN-F(10)-14/2017-Loose., dated the 30th June, 2017, namely:—

In the said notification,—

(A) in the Schedule,—

(i) after S. No. 122 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“122A	4907	Duty Credit Scrips”;
-------	------	----------------------

(ii) after S. No. 149 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“150	-	Supply of goods by a Government entity to Central Government, State Government, Union territory, local authority or any person specified by Central Government, State Government, Union territory or local authority, against consideration received from Central Government, State Government, Union territory or local authority in the form of grants”;
------	---	--

(B) in the *Explanation*, after clause (iv), the following clause shall be inserted, namely:-

“(v) The phrase “Government Entity” shall mean an authority or a board or any other body including a society, trust, corporation, which is:

(a) set up by an Act of Parliament or State Legislature; or

(b) established by any Government, with 90 percent or more participation by way of equity or control, to carry out a function entrusted by the Central Government, State government, Union territory or a local authority.”.

(C) in ANNEXURE I, after point (b), the following proviso shall be inserted

“Provided that, if the person having an actionable claim or enforceable right on a brand name and the person undertaking packing of such goods in unit containers are two different persons, then the person having an actionable claim or enforceable right on a brand name shall file an affidavit to that effect with the jurisdictional Commissioner of Central tax of the person undertaking packing of such goods that he is voluntarily foregoing his actionable claim or enforceable right on such brand name as defined in Explanation (ii)(a); and he has authorised the person [undertaking packing of such goods in unit containers bearing said brand name] to print on such unit containers in indelible ink, both in English and the local language, that in respect of such brand name he [the person owning the brand name] is voluntarily foregoing the actionable claim or enforceable right voluntarily on such brand name.”

By order,
Sd/-

Additional Chief Secretary (E&T).

[*Authoritative English text of this Department Notification No. EXN-F(10)-39/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.*]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 36/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-39/2017.—In exercise of the powers conferred by sub-section (3) of section 9 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby makes the following amendments in the notification No.4/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh *vide* number EXN-F(10)-14/2017-Loose dated the 30th June, 2017, namely:—

In the said notification,—

(i) after S. No. 5 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

TABLE

Sl. No.	Tariff item, sub- heading, heading or Chapter	Description of Goods	Supplier of goods	Recipient of supply
(1)	(2)	(3)	(4)	(5)
6.	Any Chapter	Used vehicles, seized and confiscated goods, old and used goods, waste and scrap	Central Government, State Government, Union territory or a local authority	Any registered person

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-39/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 37/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-39/2017.—In exercise of the powers conferred by sub-section (1) of section 9 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, is pleased to notify the state tax on intra-State supplies of goods, the description of which is specified in column (3) of the Table below, falling under the tariff item, sub-heading, heading or Chapter as specified in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), as the case may be, as specified in the corresponding entry in column (2), of the Table below, at the rate specified in corresponding entry in column (4) and subject to relevant conditions annexed to this notification, if any, specified in the corresponding entry in column (5) of the Table aforesaid:

TABLE

Sl. No.	Chapter, Heading, Sub- heading or Tariff item	Description of Goods	Rate	Condition No.
(1)	(2)	(3)	(4)	(5)

1.	87	Motor Vehicles	65% of <u>state</u> tax applicable otherwise on such goods under Notification No. 1/2017-State Tax (Rate) dated, 30 th June, 2017 published in the Gazette of Himachal Pradesh vide No. No. EXN-F(10)-14/2017-Loose dated the 30 th June, 2017.	1
2.	87	Motor Vehicles	65% of <u>state</u> tax applicable otherwise on such goods under Notification No. 1/2017-State Tax (Rate) dated, 30 th June, 2017 published in the Gazette of Himachal Pradesh vide No. EXN-F(10)-14/2017-Loose dated the 30 th June, 2017.	2

2. Provided that nothing contained in this notification shall apply on or after 1st July, 2020.

Explanation –For the purposes of this notification,—

- (i) “Tariff item”, “sub-heading” “heading” and “Chapter” shall mean respectively a tariff item, heading, sub-heading and Chapter as specified in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975).
- (ii) The rules for the interpretation of the First Schedule to the said Customs Tariff Act, 1975, including the Section and Chapter Notes and the General Explanatory Notes of the First Schedule shall, so far as may be, apply to the interpretation of this notification.

ANNEXURE

Condition No.	Condition
1.	The Motor Vehicles was purchased by the lesser prior to 1 st July, 2017 and supplied on lease before 1 st July, 2017
2.	<ol style="list-style-type: none"> i. The supplier of Motor Vehicle is a registered person. ii. Such supplier had purchased the Motor Vehicle prior to 1st July, 2017 and has not availed input tax credit of central excise duty, Value Added Tax or any other taxes paid on such vehicles

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No.EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 39 /2017 –State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In exercise of the powers conferred by sub-section (1) of section 6 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter in this notification referred to as “(Himachal Pradesh GST Act”), on the recommendations of the Council, the Governor of Himachal Pradesh is pleased to specify that the officers appointed under the Central Goods and Services Tax Act, 2017 (12 of 2017) (hereafter in this notification referred to as the “CGST Act”) who are authorized to be the proper officers for the purposes of section 54 or section 55 of the CGST Act (hereafter in this notification referred to as “the said officers”) by the Commissioner in the Board, shall act as proper officers for the purpose of sanction of refund under section 54 or section 55 of the Himachal Pradesh GST Act read with the rules made thereunder, in respect of a registered person located in the territorial jurisdiction of the said officers who applies for the sanction of refund to the said officers.

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 40/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In exercise of the powers conferred by section 148 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter in this notification referred to as the ‘said Act’), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby notifies the registered persons whose aggregate turnover in the preceding financial year did not exceed one crore and fifty lakh rupees and who did not opt for the composition levy under section 10 of the said Act as the class of persons who shall pay the central tax on the outward supply of goods at the time of supply as specified in clause (a) of sub-section (2) of section 12 of the said Act including in the situations attracting the provisions of section 14 of the said Act, and shall accordingly furnish the details and returns as mentioned in Chapter IX of the said Act and the rules made thereunder and the period prescribed for the payment of tax by such class of registered persons shall be such as specified in the said Act.

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

Notification No. 41/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (1) of section 9 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, is pleased to make the following further amendments in the notification No.1/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, vide number EXN-F(10)-15/2017 dated the 30th June, 2017, namely:—

In the said notification,—

(A) in Schedule I- 2.5%,—

(i) for S. No. 1 and the entries relating thereto, the following shall be substituted, namely:—

“1	0202, 0203, 0204, 0205, 0206, 0207, 0208, 0209, 0210	All goods [other than fresh or chilled], and put up in unit container and,- (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE]” ;
----	--	--

(ii) for S. No. 2 and the entries relating thereto, the following shall be substituted, namely:-

“2	0303, 0304, 0305, 0306, 0307, 0308	All goods [other than fresh or chilled] and put up in unit container and,- (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE]” ;
----	---	---

(iii) S. Nos. 3,4,5, 6 and the entries relating thereto shall be omitted;

(iv) in S. No. 16, for the entry in column (3), the entry “All goods [other than fresh or chilled] and put up in unit container and,—

(a) bearing a registered brand name; or

- (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE”, shall be substituted;
- (v) in S. No. 23, in the entry in column (3) , after the word “frozen”, the words “, put up in unit container and,—
 - (a) bearing a registered brand name; or
 - (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE”, shall be inserted;
- (vi) in S. No. 26, for the entry in column (3), the entry “Manioc, arrowroot, salep, Jerusalem artichokes, sweet potatoes and similar roots and tubers with high starch or inulin content, frozen, whether or not sliced or in the form of pellets, put up in unit container and,—
 - (a) bearing a registered brand name; or
 - (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE”, shall be substituted;
- (vii) in S. No. 27, for the entry in column (3) ,the entry “Cashew nuts, whether or not shelled or peeled, desiccated coconuts ” shall be substituted;
- (viii) in S. No. 30, in the entry in column (3) , after the words “shelled or peeled”, the words “,put up in unit container and,—
 - (a) bearing a registered brand name; or
 - (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE”, shall be inserted;
- (ix) in S. No. 58, in the entry in column (3) , after the words “Meal, powder,” the words “Flour” , shall be inserted;
- (x) S. No. 60 and the entries relating thereto shall be omitted;
- (xi) in S. No. 66, in column (3), the words, “other than of seed quality” shall be omitted;
- (xii) for S. No. 72 and the entries relating thereto, the following shall be substituted, namely:—

"72	1210 20 00	Hop cones, ground, powdered or in the form of pellets; lupulin";
-----	------------	--

(xiii)for S. No. 78 and the entries relating thereto, the following shall be substituted, namely:—

"78	1404 [other than 1404 90 10, 1404 90 40, 1404 90 50, 1404 90 60]	Vegetable products not elsewhere specified or included such as, Cotton linters, Soap nuts, Hard seeds, pips, hulls and nuts, of a kind used primarily for carving, Rudraksha seeds [other than bidi wrapper leaves (tendu), betel leaves, Indian katha, coconut shell, unworked] ” ;
-----	--	--

(xiv)in S. No. 91, in column (3), the words, “khandsari sugar” shall be omitted;

(xv) in S. No. 92, for the entry in column (3), the entry “Palmyra sugar, mishri, batasha, bura, sakar, khadisakar, harda, sakariya, gatta, kuliya, elaichidana, lukumdana, chikkis like puffed rice chikki, peanut chikki, sesame chikki, tilchikki, tilpatti, tilrevdi, sugar makhana, groundnut sweets,gajak, khaja, khajuli, anarsa” shall be substituted;

(xvi)in S. No. 100 A, in column (3), after the words “Roasted Gram”, the words “,idli/dosa batter, chutney powder” shall be inserted;

(xvii)for S. No. 111 and the entries relating thereto, the following shall be substituted, namely:—

"111	2503	Sulphur of all kinds, other than sublimed sulphur, precipitated sulphur and colloidal sulphur ” ;
------	------	---

(xviii)in S. No. 135, in column (3), after the words, figures and letters “natural boric acid containing not more than 85% of H₃BO₃” the brackets and words “(calculated on dry weight)” shall be inserted;

(ix) after S. No. 156 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

"156A	2621	Fly Ash ” ;
-------	------	-------------

(xx) for S. No. 189 and the entries relating thereto, the following shall be substituted, namely:—

"189	4011 30 00	New pneumatic tyres, of rubber of a kind used on aircraft”;
------	------------	---

(xxi)after S. No. 197 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

"197A	4107	Leather further prepared after tanning or crusting, including parchment-dressed leather, of bovine (including buffalo) or equine animals, without hair on, whether or not split, other than leather of heading 4114
-------	------	---

197B	4112	Leather further prepared after tanning or crusting, including parchment-dressed leather, of sheep or lamb, without wool on, whether or not split, other than leather of heading 4114
197C	4113	Leather further prepared after tanning or crusting, including parchment-dressed leather, of other animals, without wool or hair on, whether or not split, other than leather of heading 4114
197D	4114	Chamois (including combination chamois) leather; patent leather and patent laminated leather; metallised leather
197E	4115	Composition leather with a basis of leather or leather fibre, in slabs, sheets or strip, whether or not in rolls; parings and other waste of leather or of composition leather, not suitable for the manufacture of leather articles; leather dust, powder and flour” ;

(xxii) after S. No. 218A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“218B	5607	Jute twine, coir cordage or ropes
218C	5608	Knotted netting of twine, cordage or rope; made up fishing nets and other made up nets, of textile materials
218D	5609	Products of coir” ;

(xxiii) after S. No. 219A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“219AA	5806	Narrow woven fabrics, other than goods of heading 5807; narrow fabrics consisting of warp without weft assembled by means of an adhesive (bolducs) ” ;
--------	------	--

(xxiv) for S. No. 224 and the entries relating thereto, the following serial number and entries shall be substituted, namely:—

“224	63 [other than 6309]	Other made up textile articles, sets, of sale value not exceeding Rs. 1000 per piece ” ;
------	----------------------	--

(xxv) after S. No. 224 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“224A	6309	Worn clothing and other worn articles; rags ” ;
-------	------	---

(xxvi) after S. No. 225 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“225A	6815	Fly ash bricks or fly ash aggregate with 90 percent or more fly ash content” ;
-------	------	--

(xxvii) after S. No. 230 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“230A	8407 10 00, 8411	Aircraft engines ” ;
-------	---------------------	----------------------

(xxviii) in S. No. 234A, for the entry in column (3), the entry “E-waste

Explanation:—For the purpose of this entry, e-waste means electrical and electronic equipment listed in Schedule I of the E-Waste (Management) Rules, 2016 (published in the Gazette of India vide G.S.R. 338 (E) dated the 23rd March, 2016), whole or in part if discarded as waste by the consumer or bulk consumer” shall be substituted;

(xxix) after S. No. 257A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“257B	9401 10 00	Aircraft seats ” ;
-------	------------	--------------------

(xxx) for S. No. 259A and the entries relating thereto, the following serial numbers and the entries shall be substituted, namely:—

“259A	4016or 9503	Toy balloons made of natural rubber latex
“259B	9507	Fishing hooks
259C	9601	Worked corals other than articles of coral”;

(B) in Schedule II-6%,-

(i) S. Nos. 2,3,4,5,6,7,8,9,10, and the entries relating thereto shall be omitted;

(ii) for S. No. 11 and the entries relating thereto, the following shall be substituted, namely:—

“11	0402 91 10, 0402 99 20	Condensed milk” ;
-----	---------------------------	-------------------

(iii) in S. No. 14, in column (3), the words “and desiccated coconuts”, shall be omitted;

(iv) after S. No. 32 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“32A	1701 91, 1701 99	All goods, including refined sugar containing added flavouring or colouring matter, sugar cubes (other than those which attract 5% or nil GST)
32B	1902	Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni; couscous, whether or not prepared” ;

(v) in S. No. 43, for the entry in column (3), the entry “Yeasts (active and inactive); other single cell micro-organisms, dead (but not including vaccines of heading 3002); prepared baking powders” shall be substituted;

- (vi) for S. No. 44 and the entries relating thereto, the following shall be substituted, namely:—

“44	2103	All goods, including Sauces and preparations therefor, mixed condiments and mixed seasonings; mustard flour and meal and prepared mustard, Curry paste, mayonnaise and salad dressings” ;
-----	------	---

- (vii) in S. No. 45, in column (3), the words “ including idli ordosa batter” shall be omitted;

- (viii) after S. No. 46 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“46A	2106 90 91	Diabetic foods ” ;
------	------------	--------------------

- (ix) after S. No. 57 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“57A	2804 40 10	Medical grade oxygen ” ;
------	------------	--------------------------

- (x) for S. No. 70 and the entries relating thereto, the following shall be substituted, namely:—

“70	3215	All Goods, including printing ink, writing or drawing ink and other inks, whether or not concentrated or solid, fountain pen ink, ball pen ink” ;
-----	------	---

- (xi) S. No. 71, 86, 87, 88 and the entries relating thereto shall be omitted;

- (xii) for S. Nos. 89, 90 and the entries relating thereto, the following shall be substituted, namely:—

“89	4202 22 20	Hand bags and shopping bags, of cotton
90	4202 22 30	Hand bags and shopping bags, of jute” ;

- (xiii) in S. No. 139, in column (3), after the words “with rubber or plastics”, the brackets and words “[other than jute twine, coir cordage or ropes]” shall be inserted;

- (xiv) S. No. 140, and the entries relating thereto shall be omitted;

- (xv) in S. No. 141, in column (3), after the words “specified or included”, the brackets and words “[other than products of coir]” shall be inserted;

- (xvi) S. No. 152, and the entries relating thereto shall be omitted;

- (xvii) for S. No. 171 and the entries relating thereto, the following shall be substituted, namely:—

“171	63[other than 6309]	Other made up textile articles, sets of sale value exceeding Rs. 1000 per piece [other than Worn clothing and other worn articles; rags] ” ;
------	---------------------	---

(xviii) after S. No. 171A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“171B	6505	Hats (knitted/crocheted) or made up from lace or other textile fabrics” ;
-------	------	---

(xix) in S. No. 177, in column (3), the words, “Fly ash bricks” shall be omitted;

(xx) in S. No. 196, in column (3), after the words “sports-ground rollers”, the word, brackets and figures “; Parts[8432 90]” shall be inserted;

(xxi) in S. No. 197, in column (3), after the words and figures “of heading 8437”, the word, brackets and figures “; parts [8433 90 00]” shall be inserted;

(xxii) in S. No. 200, in column (3), for the words “Sewing machines”, the words and figures “Sewing machines, other than book-sewing machine of heading 8440; furniture, bases and covers specially designed for sewing machines; sewing machines needles and parts of sewing machines” shall be substituted;

(xxiii) after S. No. 201 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“201A	8509	Wet grinder consisting of stone as a grinder” ;
-------	------	---

(xxiv) after S. No. 207 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“207A	8710	Tanks and other armoured fighting vehicles, motorised, whether or not fitted with weapons, and parts of such vehicles” ;
-------	------	--

(xxv) for S. No. 215 and the entries relating thereto, the following shall be substituted, namely:—

“215	9003	Frames and mountings for spectacles, goggles or the like, and parts thereof” ;
------	------	--

(xxvi) in S. No. 216, in column (3), after the word “corrective”, the brackets and words “[other than goggles for correcting vision]” shall be inserted;

(xxvii) in S. No. 221, for the entry in column (3), the entry “Splints and other fracture appliances; artificial parts of the body; other appliances which are worn or carried, or implanted in the body, to compensate for a defect or disability; intraocular lens [other than orthopaedic appliances, such as crutches, surgical belts, and trusses, hearing aids]” shall be substituted;

(xxviii) after S. No. 222 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“222A	9403	Furniture wholly made of bamboo, cane or rattan” ;
-------	------	--

(xxix) in S. No. 231, in the entry in column (3), the words “fishing hooks”, shall be omitted;

(xxx) after S. No. 242 and the entries relating thereto, the following serial numbers and entries shall be inserted, namely:—

(1)	(2)	(3)
“243	Any Chapter	Permanent transfer of Intellectual Property (IP) right in respect of goods other than Information Technology software”;

(C) in Schedule III-9%,—

(i) S. No. 1, and the entries relating thereto, shall be omitted;

(ii) S. No. 10, and the entries relating thereto, shall be omitted;

(iii) in S. No. 12, for the entry in column (3), the entry “Sugar confectionery [other than mishri, batasha, bura, sakar, khadisakar, harda, sakariya, gatta, kuliya, elaichidana, lukumdana, chikkis like puffed rice chikki, peanut chikki, sesame chikki, tilchikki, tilpatti, tilrevdi, sugar makhana, groundnut sweets and gajak]”, shall be substituted;

(iv) after S. No. 12 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“12A	1804	Cocoa butter, fat and oil
12B	1805	Cocoa powder, not containing added sugar or sweetening matter
12C	1806	Chocolates and other food preparations containing cocoa”;

(v) in S. No. 13, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

“1901 [other than 1901 20 00]	Malt extract, food preparations of flour, groats, meal, starch or malt extract, not containing cocoa or containing less than 40% by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading 0401 to 0404, not containing cocoa or containing less than 5% by weight of cocoa calculated on a totally defatted basis not elsewhere specified or included [other than mixes and doughs for the preparation of bakers’ wares of heading 1905]”;
----------------------------------	---

(vi) S. No. 14, and the entries relating thereto, shall be omitted;

(vii) in S. No. 16, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

“1905	Pastry, cakes, biscuits and other bakers’ wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products [other than pizza bread, khakhra, plain chapatti or roti, bread, rusks, toasted bread and similar toasted products”;
-------	---

(viii) after S. No. 16 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“16A	2101 11, 2101 12 00	Extracts, essences and concentrates of coffee, and preparations with a basis of these extracts, essences or concentrates or with a basis of coffee”;
------	------------------------	--

(ix) S. Nos. 18, 19 and 20 and the entries relating thereto, shall be omitted;

(x) in S. No. 23, for the entry in column (3), the entry, “Food preparations not elsewhere specified or included [other than roasted gram, sweetmeats, batters including idli/dosa batter, namkeens, bhujia, mixture, chabena and similar edible preparations in ready for consumption form, khakhra, chutney powder, diabetic foods]” shall be substituted;

(xi) after S. No. 24 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“24A	2202 91 00, 2202 99 90	Other non-alcoholic beverages [other than tender coconut water]”;
------	---------------------------	---

(xii) after S. No. 26 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“26A	2515 12 20, 2515 12 90	Marble and travertine, other than blocks
26B	2516 12 00	Granite, other than blocks”;

(xiii) S. No. 27, and the entries relating thereto, shall be omitted;

(xiv) in S. No. 30, for the entry in column (3), the entry “Other slag and ash, including seaweed ash (kelp); ash and residues from the incineration of municipal waste [other than fly ash]” shall be substituted;

(xv) after S. No. 30 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“30A	2706	Tar distilled from other mineral tars, whether or not dehydrated or partially distilled, including reconstituted tars”;
------	------	---

(xvi) in S. No. 33, for the entry in column (3), the entry “Petroleum oils and oils obtained from bituminous minerals, other than petroleum crude; preparations not elsewhere specified or included, containing by weight 70% or more of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations; waste oils; Avgas [other than kerosene PDS, petrol, diesel and ATF, not in GST]” shall be substituted;

(xvii) in S. No. 52, for the entry in column (3), the entry “Prepared pigments, prepared opacifiers, prepared colours, vitrifiable enamels, glazes, engobes (slips), liquid lustres, and other similar preparations of a kind used in ceramic, enamelling or glass industry; glass frit or other glass, in the form of powder, granules or flakes” shall be substituted;

(xviii) in S. No. 54A, for the entry in column (3), the entry "Artists', students' or signboard painters' colours, modifying tints, amusement colours and the like, in tablets, tubes, jars, bottles, pans or in similar forms or packings" shall be substituted;

(xix) S. No. 55, and the entries relating thereto, shall be omitted;

(xx) after S. No. 57 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

"57A	3303	Perfumes and toilet waters";
------	------	------------------------------

(xxi) in S. No. 58, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

"3304	Beauty or make-up preparations and preparations for the care of the skin (other than medicaments), including sunscreen or sun tan preparations; manicure or pedicure preparations [other than kajal, Kumkum, Bindi, Sindur, Alta]";
-------	---

(xxii) in S. No. 59, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

"3305	Preparations for use on the hair";
-------	------------------------------------

(xxiii) in S. No. 60, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

"3306	Preparations for oral or dental hygiene, including denture fixative pastes and powders; yarn used to clean between the teeth (dental floss), in individual retail packages [other than tooth powder]";
-------	--

(xxiv) after S.No. 60 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"60A	3307	Pre-shave, shaving or after-shave preparations, personal deodorants, bath preparations, depilatories and other perfumery, cosmetic or toilet preparations, not elsewhere specified or included; prepared room deodorisers, whether or not perfumed or having disinfectant properties [other than odoriferous preparations which operate by burning, agarbattis, lobhan, dhoopbatti, dhoop, sambhrani]";
------	------	---

(xxv) in S. No. 61, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

"3401	Soap; organic surface-active products and preparations for use as soap, in the form of bars, cakes, moulded pieces or shapes, whether or not containing soap; organic surface active products and preparations for washing the skin, in the
-------	---

	form of liquid or cream and put up for retail sale, whether or not containing soap; paper, wadding, felt and nonwovens, impregnated, coated or covered with soap or detergent”;
--	---

(xxvi) after S. No. 61 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: —

“61A	3402	Organic surface-active agents (other than soap); surface-active preparations, washing preparations (including auxiliary washing preparations) and cleaning preparations, whether or not containing soap, other than those of heading 3401 [other than Sulphonated castor oil, fish oil or sperm oil]
61B	3403	Lubricating preparations (including cutting-oil preparations, bolt or nut release preparations, anti-rust or anti-corrosion preparations and mould release preparations, based on lubricants) and preparations of a kind used for the oil or grease treatment of textile materials, leather, furskins or other materials, but excluding preparations containing, as basic constituents, 70% or more by weight of petroleum oils or of oils obtained from bituminous minerals”;

(xxvii) after S. No. 62 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“62A	3405	Polishes and creams, for footwear, furniture, floors, coachwork, glass or metal, scouring pastes and powders and similar preparations (whether or not in the form of paper, wadding, felt, nonwovens, cellular plastics or cellular rubber, impregnated, coated or covered with such preparations), excluding waxes of heading 3404”;
------	------	---

(xxviii) after S. No. 71 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“71A	3602	Prepared explosives, other than propellant powders; such as Industrial explosives”;
------	------	---

(xxix) after S. No. 72 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“72A	3604	Fireworks, signalling flares, rain rockets, fog signals and other pyrotechnic articles”;
------	------	--

(xxx) after S. No. 73 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“73A	3606	Ferro-cerium and other pyrophoric alloys in all forms; articles of combustible materials as specified in Note 2 to this Chapter; such as liquid or liquefied-gas fuels in containers of a kind used for filling or refilling cigarette or similar lighters”;
------	------	--

(xxxix) after S. No. 89 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“89A	3811	Anti-knock preparations, oxidation inhibitors, gum inhibitors, viscosity improvers, anti-corrosive preparations and other prepared additives, for mineral oils (including gasoline) or for other liquids used for the same purposes as mineral oils”;
------	------	---

(xxxix) after S. No. 90 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“90A	3813	Preparations and charges for fire-extinguishers; charged fire-extinguishing grenades
90B	3814	Organic composite solvents and thinners, not elsewhere specified or included; prepared paint or varnish removers”;

(xxxix) after S. No. 94 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“94A	3819	Hydraulic brake fluids and other prepared liquids for hydraulic transmission, not containing or containing less than 70% by weight of petroleum oils or oils obtained from bituminous minerals
94B	3820	Anti-freezing preparations and prepared de-icing fluids”;

(xxxix) after S. No. 104 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“104A	3918	Floor coverings of plastics, whether or not self-adhesive, in rolls or in form of tiles; wall or ceiling coverings of plastics”;
-------	------	--

(xxxix) after S. No. 107 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“107A	3922	Baths, shower baths, sinks, wash basins, bidets, lavatory pans, seats and covers, flushing cisterns and similar sanitary ware of plastics”;
-------	------	---

(xxxix) in S. No. 111, for the entry in column (3), the entry “Other articles of plastics and articles of other materials of headings 3901 to 3914 [other than bangles of plastic, plastic beads and feeding bottles]” shall be substituted;

(xxxix) after S. No. 121 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“121A	4013	Inner tubes of rubber [other than of a kind used on/in bicycles, cycle-rickshaws and three wheeled powered cycle rickshaws; and Rear Tractor tyre tubes]”;
-------	------	--

(xxxviii) in S. No. 123A, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

“4016	Other articles of vulcanised rubber other than hard rubber [other than erasers, rubber bands]”;
-------	---

(xxxix) after S. No. 123A and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“123B	4017	Hard rubber (for example ebonite) in all forms, other than waste and scrap; articles of hard rubber
123C	4201	Saddlery and harness for any animal (including traces, leads, knee pads, muzzles, saddle cloths, saddle bags, dog coats and the like), of any material”;

(xl) in S. No. 124, for the entry in column(3), the entry“Trunks, suit-cases, vanity-cases, executive-cases, brief-cases, school satchels, spectacle cases, binocular cases, camera cases, musical instrument cases, gun cases, holsters and similar containers; travelling-bags, insulated food or beverages bags, toilet bags, rucksacks, handbags, shopping bags, wallets, purses, map-cases, cigarette-cases, tobacco- pouches, tool bags, sports bags, bottle-cases, jewellery boxes, powder-boxes, cutlery cases and similar containers, of leather, of sheeting of plastics, of textile materials, of vulcanised fibre or of paperboard, or wholly or mainly covered with such materials or with paper [other than handbags and shopping bags, of cotton or jute]”shall be substituted;

(xli) after S. No. 124 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“124A	4203	Articles of apparel and clothing accessories, of leather or of composition leather [other than gloves specially designed for use in sports]
124B	4205	Other articles of leather or of composition leather
124C	4206	Articles of gut (other than silk-worm gut), of goldbeater's skin, of bladders or of tendons”;

(xlii)S. No. 125, 126, 127, 128, 129 and 130 and the entries relating theretoshall be omitted;

(xliii) after S. No. 132 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“132A	4303	Articles of apparel, clothing accessories and other articles of furskin”;
-------	------	---

(xliv) in S. No. 133, for the entry in column (3), the entry“Artificial fur and articles thereof”shall be substituted;

(xlv)after S. No. 137 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“137A	4410	Particle board, Oriented Strand Board and similar board (for example, wafer board) of wood or other ligneous materials, whether or not agglomerated with resins or other organic binding substances, other than specified boards
-------	------	--

137B	4411	Fibre board of wood or other ligneous materials, whether or not bonded with resins or other organic substances, other than specified boards
137C	4412	Plywood, veneered panels and similar laminated wood
137D	4413	Densified wood, in blocks, plates, strips, or profile shapes
137E	4414	Wooden frames for paintings, photographs, mirrors or similar objects
137F	4418	Builders' joinery and carpentry of wood, including cellular wood panels, assembled flooring panels, shingles and shakes
137G	4421	Wood paving blocks, articles of densified wood not elsewhere included or specified, Parts of domestic decorative articles used as tableware and kitchenware";

(xlv) after S. No. 150 and the entries relating thereto, the following serial number and the entry shall be inserted, namely:—

"150A	4814	Wall paper and similar wall coverings; window transparencies of paper";
-------	------	---

(xlvii) after S. No. 153 and the entries relating thereto, the following serial number and the entry shall be inserted, namely:—

"153A	4819 20	Cartons, boxes and cases of non-corrugated paper or paper board";
-------	---------	---

(xlviii) in S. No. 175, for the entry in column (3), the entry "Other headgear, knitted or crocheted, or made up from lace, felt or other textile fabric, in the piece (but not in strips), whether or not lined or trimmed; hair-nets of any material, whether or not lined or trimmed" shall be substituted;

(xlix) in S. No. 177 A, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

"6702	Artificial flowers, foliage and fruit and parts thereof; articles made of artificial flowers, foliage or fruit";
-------	--

(l) after S. No. 177A and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

"177B	6703	Wool or other animal hair or other textile materials, prepared for use in making wigs or the like
177C	6704	Wigs, false beards, eyebrows and eyelashes, switches and the like, of human or animal hair or of textile materials; articles of human hair not elsewhere specified or included
177D	6801	Setts, curbstones and flagstones, of natural stone (except slate)
177E	6802	Worked monumental or building stone (except slate) and articles thereof, other than goods of heading 6801; mosaic cubes and the like, of natural stone (including slate), whether or not on a backing; artificially coloured granules, chippings and power, of natural stone (including slate) [other than

		statues, statuettes, pedestals; high or low reliefs, crosses, figures of animals, bowls, vases, cups, cachou boxes, writing sets, ashtrays, paper weights, artificial fruit and foliage, etc.; other ornamental goods essentially of stone]
177F	6803	Worked slate and articles of slate or of agglomerated slate”;

(li) after S. No. 180 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“180A	6807	Articles of asphalt or of similar material (for example, petroleum bitumen or coal tar pitch)
180B	6808	Panels, boards, tiles, blocks and similar articles of vegetable fibre, of straw or of shavings, chips, particles, sawdust or other waste, of wood, agglomerated with cement, plaster or other mineral binders
180C	6809	Articles of plaster or of compositions based on plaster; such as Boards, sheets, panels, tiles and similar articles, not ornamented”;

(lii) in S. No. 181, for the entry in column (3), the entry“Articles of cement, of concrete or of artificial stone, whether or not reinforced” shall be substituted;

(liii) after S. No. 182 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“182A	6812	Fabricated asbestos fibres; mixtures with a basis of asbestos or with a basis of asbestos and magnesium carbonate; articles of such mixtures or of asbestos (for example, thread, woven fabric, clothing, headgear, footwear, gaskets), whether or not reinforced, other than goods of heading 6811 or 6813
182B	6813	Friction material and articles thereof (for example, sheets, rolls, strips, segments, discs, washers, pads), not mounted, for brakes, for clutches or the like, with a basis of asbestos, of other mineral substances or of cellulose, whether or not combined with textiles or other materials
182C	6814	Worked mica and articles of mica, including agglomerated or reconstituted mica, whether or not on a support of paper, paperboard or other materials
182D	6815	Articles of stone or of other mineral substances (including carbon fibres, articles of carbon fibres and articles of peat), not elsewhere specified or included [other than fly ash bricks, fly ash blocks, fly ash aggregate with 90 percent or more fly ash content]
182E	6901	Blocks, tiles and other ceramic goods of siliceous fossil meals (for example, kieselguhr, tripolite or diatomite) or of similar siliceous earths”;

(liv) after S. No. 184 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“184A	6904	Ceramic flooring blocks, support or filler tiles and the like
184B	6905	Chimney-pots, cowls, chimney liners, architectural ornaments and other ceramic constructional goods”;

(lv) in S. No. 185, for the entry in column (3), the entry “Ceramic pipes, conduits, guttering and pipe fittings” shall be substituted;

(lvi) after S. No. 185 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“185A	6907	Ceramic flags and paving, hearth or wall tiles; ceramic mosaic cubes and the like, whether or not on a backing; finishing ceramics
185B	6909	Ceramic wares for laboratory, chemical or other technical uses; ceramic troughs, tubs and similar receptacles of a kind used in agriculture; ceramic pots, jars and similar articles of a kind used for the conveyance or packing of goods
185C	6910	Ceramic sinks, wash basins, wash basin pedestals, baths, bidets, water closet pans, flushing cisterns, urinals and similar sanitary fixtures
185D	6914	Other ceramic articles”;

(lvii) after S. No. 189 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“189A	7003	Cast glass and rolled glass, in sheets or profiles, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked
189B	7004	Drawn glass and blown glass, in sheets, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked
189C	7005	Float glass and surface ground or polished glass, in sheets, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked
189D	7006 00 00	Glass of heading 7003, 7004 or 7005, bent, edge-worked, engraved, drilled, enamelled or otherwise worked, but not framed or fitted with other materials
189E	7007	Safety glass, consisting of toughened (tempered) or laminated glass
189F	7008	Multiple-walled insulating units of glass
189G	7009	Glass mirrors, whether or not framed, including rear-view mirrors”;

(lviii) after S. No. 190 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“190A	7011	Glass envelopes (including bulbs and tubes), open, and glass parts thereof, without fittings, for electric lamps, cathode-ray tubes or the like”;
-------	------	---

(lix) after S. No. 191 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“191A	7014	Signalling glassware and optical elements of glass (other than those of heading 7015), not optically worked”;
-------	------	---

(lx) after S. No. 192 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“192A	7016	Paving blocks, slabs, bricks, squares, tiles and other articles of pressed or moulded glass, whether or not wired, of a kind used for building or construction purposes; glass cubes and other glass smallwares, whether or not on a backing, for mosaics or similar decorative purposes; leaded lights and the like; multi-cellular or foam glass in blocks, panels, plates, shells or similar forms”;
-------	------	---

(lxi) after S. No. 195 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“195A	7020	Other articles of glass [other than Globes for lamps and lanterns, Founts for kerosene wick lamps, Glass chimneys for lamps and lanterns]”;
-------	------	---

(lxii) in S. No. 235, for the entry in column (3), the entry “Stoves, ranges, grates, cookers (including those with subsidiary boilers for central heating), barbecues, braziers, gas-rings, plate warmers and similar non-electric domestic appliances, and parts thereof, of iron or steel [other than Kerosene burners, kerosene stoves and wood burning stoves of iron or steel]” shall be substituted;

(lxiii) after S. No. 235 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“235A	7322	Radiators for central heating, not electrically heated, and parts thereof, of iron or steel; air heaters and hot air distributors (including distributors which can also distribute fresh or conditioned air), not electrically heated, incorporating a motor-driven fan or blower, and parts thereof, of iron or steel”;
-------	------	---

(lxiv) after S. No. 236 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“236A	7324	Sanitary ware and parts thereof, of iron and steel”;
-------	------	--

(lxv) in S. No. 237, for the entry in column (3), the entry “Other cast articles of iron or steel” shall be substituted;

(lxvi) in S. No. 238, for the entry in column (3), the entry “Other articles of iron or steel” shall be substituted;

(lxvii) after S. No. 252 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“252A	7418	All goods [other than table, kitchen or other household articles of copper; Utensils]”;
-------	------	---

(lxviii) in S. No. 253, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

“7419	Other articles of copper”;
-------	----------------------------

(lix) in S. No. 262, for the entry in column no. 3, the entry “Unwrought Aluminium” shall be substituted;

(lxx) in S. No. 271, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

“7610	Aluminium structures (excluding prefabricated buildings of heading 9406) and parts of structures (for example, bridges and bridge-sections, towers, lattice masts, roofs, roofing frameworks, balustrades, pillars and columns); aluminium plates, rods, profiles, tubes and the like, prepared for use in structures”;
-------	---

(lxxi) in S. No. 275, for the entry in column (3), the entry “Stranded wires, cables, plaited bands and the like, of aluminium, not electrically insulated” shall be substituted;

(lxxii) after S. No. 275 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“275A	7615	All goods [other than table, kitchen or other household articles, of aluminium; Utensils]”;
-------	------	---

(lxxiii) after S. No. 301 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“301A	8212	Razors and razor blades (including razor blade blanks in strips)”;
-------	------	--

(lxxiv) after S. No. 302 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“302A	8214	Other articles of cutlery (for example, hair clippers, butchers' or kitchen cleavers, choppers and mincing knives,); manicure or pedicure sets and instruments (including nail files) [other than paper knives, pencil sharpeners and blades therefor]”;
-------	------	--

(lxxv) in S. No. 303A, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

“8302	Base metal mountings, fittings and similar articles suitable for furniture, doors, staircases, windows, blinds, coachwork, saddlery, trunks, chests, caskets or the like; base metal hat-racks, hat-pegs, brackets and similar fixtures; castors with mountings of base metal; automatic door closers of base metal”;
-------	---

(lxxvi) after S. No. 303A and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“303B	8303	Armoured or reinforced safes, strong-boxes and doors and safe deposit lockers for strong-rooms, cash or deed boxes and the like, of base metal
303C	8304	Filing cabinets, card-index cabinets, paper trays, paper rests, pen trays, office-stamp stands and similar office or desk equipment, of base metal, other than office furniture of heading 9403
303D	8305	Fittings for loose-leaf binders or files, letter clips, letter corners, paper clips, indexing tags and similar office articles, of base metal; staples in strips (for example, for offices, upholstery, packaging), of base metal”;

(lxxvii) after S. No. 307 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“307A	8310	Sign-plates, name-plates, address-plates and similar plates, numbers, letters and other symbols, of base metal, excluding those of heading 9405”;
-------	------	---

(lxxviii) in S. No. 316, for the entry in column (3), the “Turbo-jets, turbo-propellers and other gas turbines [other than aircraft engines]” shall be substituted;

(lxxix) after S. No. 317 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“317A	8413	Concrete pumps [8413 40 00], other rotary positive displacement pumps [8413 60]
317B	8414	Air or vacuum pumps, air or other gas compressors and fans; ventilating or recycling hoods incorporating a fan, whether or not fitted with filters [other than bicycle pumps, other hand pumps and parts of air or vacuum pumps and compressors of bicycle pumps]”;

(lxxx) in S. No. 320, for the entry in columns (2) and (3), the following entries shall be substituted, namely:—

“8419	Machinery, plant or laboratory equipment, whether or not electrically heated (excluding furnaces, ovens and other equipment of heading 8514), for the treatment of materials
-------	--

	by a process involving a change of temperature such as heating, cooking, roasting, distilling, rectifying, sterilising, pasteurising, steaming, drying, evaporating, vaporising, condensing or cooling, other than machinery or plant of a kind used for domestic purposes; instantaneous or storage water heaters, non-electric [other than Solar water heater and system]”;
--	---

(lxxxi) in S. No. 324, for the entry in column (3), the entry “Weighing machinery (excluding balances of a sensitivity of 5 centigrams or better), including weight operated counting or checking machines; weighing machine weights of all kinds” shall be substituted;

(lxxxii) in S. No. 325, for the entry in column (3), the entry “Mechanical appliances (whether or not hand-operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers, whether or not charged; spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines [other than and Nozzles for drip irrigation equipment or nozzles for sprinklers]” shall be substituted;

(lxxxiii) after S. No. 327 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“327A	8427	Fork-lift trucks; other works trucks fitted with lifting or handling equipment
327B	8428	Other lifting, handling, loading or unloading machinery (for example, lifts, escalators, conveyors, teleferics)
327C	8429	Self-propelled bulldozers, angledozers, graders, levellers, scrapers, mechanical shovels, excavators, shovel loaders, tamping machines and road rollers
327D	8430	Other moving, grading, levelling, scraping, excavating, tamping, compacting, extracting or boring machinery, for earth, minerals or ores; pile-drivers and pile-extractors; snow-ploughs and snow-blowers”;

(lxxxiv) in S. No. 335, for the entry in column (3), the entry “Printing machinery used for printing by means of plates, cylinders and other printing components of heading 8442; other printers, copying machines and facsimile machines, whether or not combined; parts and accessories thereof” shall be substituted;

(lxxxv) in S. No. 361, for the entry in column (3), the entry “Other office machines (for example, hectograph or stencil duplicating machines, addressing machines, automatic banknote dispensers, coin sorting machines, coin counting or wrapping machines, pencil sharpening machines, perforating or stapling machines) [other than Braille typewriters, electric or non-electric]” shall be substituted;

(lxxxvi) after S. No. 364 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“364A	8476	Automatic goods-vending machines (for example, postage stamps, cigarette, food or beverage machines), including money changing machines”;
-------	------	---

(lxxxvii) after S. No. 365 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“365A	8478	Machinery for preparing or making up tobacco, not specified or included elsewhere in this chapter”;
-------	------	---

(lxxxviii) in S. No. 366, for the entry in column (3), the entry “Machines and mechanical appliances having individual functions, not specified or included elsewhere in this Chapter [other than Composting Machines]” shall be substituted;

(lxxxix) in S. No. 369A, for the entry in column (3), the entry “Crank shaft for sewing machine, bearing housings; plain shaft bearings; gears and gearing; ball or roller screws” shall be substituted;

(xc) after S. No. 369A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“369B	8484	Gaskets and similar joints of metal sheeting combined with other material or of two or more layers of metal; sets or assortments of gaskets and similar joints, dissimilar in composition, put up in pouches, envelopes or similar packings; mechanical seals”;
-------	------	---

(xci) in S. No. 375, for the entry in column (3), the entry “Electrical transformers, static converters (for example, rectifiers) and inductors” shall be substituted;

(xcii) after S. No. 376 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“376A	8506	Primary cells and primary batteries
376B	8512	Electrical lighting or signalling equipment (excluding articles of heading 8539), windscreen wipers, defrosters and demisters, of a kind used for cycles or motor vehicles
376C	8513	Portable electric lamps designed to function by their own source of energy (for example, dry batteries, accumulators, magnetos), other than lighting equipment of heading 8512”;

(xciii) in S. No. 379, for the entry in column (3), the entry “Telephone sets; other apparatus for the transmission or reception of voice, images or other data, including apparatus for communication in a wired or wireless network (such as a local or wide area network), other than transmission or reception apparatus of heading 8443, 8525, 8527 or 8528 [other than telephones for cellular networks or for other wireless networks]” shall be substituted;

(xciv) in S. No. 380, for the entry in column (3), the entry “Microphones and stands therefor; loudspeakers, whether or not mounted in their enclosures; headphones and earphones, whether or not combined with a microphone, and sets consisting of a microphone and one or more loudspeakers; audio-frequency electric amplifiers; electric sound amplifier set” shall be substituted;

(xcv) after S. No. 380 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“380A	8519	Sound recording or reproducing apparatus”;
-------	------	--

(xcvi) after S. No. 381 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“381A	8522	Parts and accessories suitable for use solely or principally with the apparatus of headings 8519 or 8521”;
-------	------	--

(xcvii) in S. No. 383, for the entry in column (3), the entry “Closed-circuit television (CCTV), transmission apparatus for radio-broadcasting or television, whether or not incorporating reception apparatus or sound recording or reproducing apparatus; television cameras [other than two-way radio (Walkie talkie) used by defence, police and paramilitary forces etc]” shall be substituted;

(xcviii) after S. No. 383 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“383A	8526	Radar apparatus, radio navigational aid apparatus and radio remote control apparatus
383B	8527	Reception apparatus for radio-broadcasting, whether or not combined, in the same housing, with sound recording or reproducing apparatus or a clock”;

(xcix) after S. No. 384 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“384A	8529	Parts suitable for use solely or principally with the apparatus of headings 8525 to 8528
384B	8530	Electrical signalling, safety or traffic control equipment for railways, tramways, roads, inland waterways, parking facilities, port installations or airfields (other than those of heading 8608)
384C	8531	Electric sound or visual signalling apparatus (for example, bells, sirens, indicator panels, burglar or fire alarms), other than those of heading 8512 or 8530”;

(c) after S. No. 388 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“388A	8536	Electrical apparatus for switching or protecting electrical circuits, or for making connections to or in electrical circuits (for example, switches, relays, fuses, surge suppressors, plugs, sockets, lamp-holders, and other connectors, junction boxes), for a voltage not exceeding 1,000 volts : connectors for optical fibres, optical fibre bundles or cables
388B	8537	Boards, panels, consoles, desks, cabinets and other bases, equipped with two or more apparatus of heading 8535 or

		8536, for electric control or the distribution of electricity, including those incorporating instruments or apparatus of chapter 90, and numerical control apparatus, other than switching apparatus of heading 8517”;
--	--	--

(ci) in S. No. 390, for the entry in column (3), the entry “Electrical Filament or discharge lamps including sealed beam lamp units and ultra-violet or infra-red lamps; arc lamps [other than LED lamps]” shall be substituted;

(cii) in S. No. 395, for the entry in column (3), the entry “Insulated (including enamelled or anodised) wire, cable (including co-axial cable) and other insulated electric conductors, whether or not fitted with connectors; optical fibre cables, made up of individually sheathed fibres, whether or not assembled with electric conductors or fitted with connectors” shall be substituted;

(ciii) in S. No. 396, for the entry in column (3), the entry “Carbon electrodes, carbon brushes, Lamp carbons, battery carbons and other articles of graphite or other carbon, with or without metal, of a kind used for electrical purposes” shall be substituted;

(civ) after S. No. 397 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“397A	8547	Insulating fittings for electrical machines, appliances or equipment, being fittings wholly of insulating material apart from any minor components of metal (for example, threaded sockets) incorporated during moulding solely for the purposes of assembly, other than insulators of heading 8546; electrical conduit tubing and joints therefor, of base metal lined with insulating material”;
-------	------	--

(cv) S. No. 410, and the entries relating thereto, shall be omitted;

(cvi) in S. No. 411, for the entry in column (3), the entry “Spectacles [other than corrective]; goggles including those for correcting vision” shall be substituted;

(cvii) after S. No. 411 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“411A	9005	Binoculars, monoculars, other optical telescopes, and mountings therefor; other astronomical instruments and mountings therefor, but not including instruments for radio-astronomy
411B	9006	Photographic (other than cinematographic) cameras; photographic flashlight apparatus and flashbulbs other than discharge lamps of heading 8539
411C	9007	Cinematographic cameras and projectors, whether or not incorporating sound recording or reproducing apparatus
411D	9008	Image projectors, other than cinematographic; photographic (other than cinematographic) enlargers and reducers
411E	9010	Apparatus and equipment for photographic (including cinematographic) laboratories, not specified or included elsewhere in this Chapter; negatoscopes; projection screens

411F	9011	Compound optical microscopes, including those for photomicrography cinephotomicrography or microprojection
411G	9012	Microscopes other than optical microscopes; diffraction apparatus
411H	9013	Liquid crystal devices not constituting articles provided for more specifically in other headings; lasers, other than laser diodes; other optical appliances and instruments, not specified or included elsewhere in this Chapter
411-I	9014	Direction finding compasses; other navigational instruments and appliances
411J	9015	Surveying (including photogrammetrical surveying), hydrographic, oceanographic, hydrological, meteorological or geophysical instruments and appliances, excluding compasses; rangefinders";

(cviii) in S. No. 412, for the entry in column (3), the entry "Balances of a sensitivity of 5 cg or better, with or without weights" shall be substituted;

(cix) after S. No. 413 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

"413A	9022	Apparatus based on the use of X-rays or of alpha, beta or gamma radiations [other than those for medical, surgical, dental or veterinary uses], including radiography or radiotherapy apparatus, X-ray tubes and other X-ray generators, high tension generators, control panels and desks, screens, examinations or treatment tables, chairs and the like
413B	9023	Instruments, apparatus and models, designed for demonstrational purposes (for example, in education or exhibitions), unsuitable for other uses";

(cx) after S. No. 423 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

"423A	9101	Wrist-watches, pocket-watches and other watches, including stop-watches, with case of precious metal or of metal clad with precious metal
423B	9102	Wrist-watches, pocket-watches and other watches, including stop watches, other than those of heading 9101";

(cxi) after S. No. 424 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

"424A	9104	Instrument panel clocks and clocks of a similar type for vehicles, aircraft, spacecraft or vessels";
-------	------	--

(cxii) after S. No. 425 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“425A	9106	Time of day recording apparatus and apparatus for measuring, recording or otherwise indicating intervals of time, with clock or watch movement or with synchronous motor (for example, time-registers, time-recorders)
425B	9107	Time switches with clock or watch movement or with synchronous motor
425C	9108	Watch movements, complete and assembled”;

(cxiii) in S. No. 427, for the entry in column (3), the entry“Other clock or watch parts”shall be substituted;

(cxiv) in S. No. 428, for the entry in column (3), the entry“Complete watch or clock movements, unassembled or partly assembled (movement sets); incomplete watch or clock movements, assembled; rough watch or clock movements”shall be substituted;

(cxv) after S. No. 428 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“428A	9111	Watch cases and parts thereof”;
-------	------	---------------------------------

(cxvi) in S. No. 429, for the entry in column (3), the entry“Clock cases and cases of a similar type for other goods of this chapter, and parts thereof”shall be substituted;

(cxvii) after S. No. 429 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“429A	9113	Watch straps, watch bands and watch bracelets, and parts thereof”;
429B	9201	Pianos, including automatic pianos; harpsi-chords and other keyboard stringed instruments
429C	9202	Other string musical instruments (for example, guitars, violins, harps)
429D	9205	Wind musical instruments (for example, keyboard pipe organs, accordions, clarinets, trumpets, bagpipes), other than fairground organs and mechanical street organs
429E	9206 00 00	Percussion musical instruments (for example, drums, xylophones, cymbols, castanets, maracas)
429F	9207	Musical instruments, the sound of which is produced, or must be amplified, electrically (for example, organs, guitars, accordions)
429G	9208	Musical boxes, fairground organs, mechanical street organs, mechanical singing birds, musical saws and other musical instruments not falling within any other heading of this chapter; decoy calls of all kinds; whistles, call horns and other mouth-blown sound signalling instruments
429H	9209	Parts (for example, mechanisms for musical boxes) and accessories (for example, cards, discs and rolls for mechanical instruments) of musical instruments; metronomes, tuning forks and pitch pipes of all kinds”;

(cxviii) after S. No. 435 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“435A	9401 [other than 9401 10 00]	Seats (other than those of heading 9402), whether or not convertible into beds, and parts thereof [other than seats of a kind used for aircraft]”;
-------	------------------------------	--

(cxix) in S. No. 437, for the entry in column (3), the entry “Other furniture [other than furniture wholly made of bamboo, cane or rattan] and parts thereof” shall be substituted;

(cxx) in S. No. 438, for the entry in column (3), the entry “Mattress supports; articles of bedding and similar furnishing (for example, mattresses, quilts, eiderdowns, cushions, pouffes and pillows) fitted with springs or stuffed or internally fitted with any material or of cellular rubber or plastics, whether or not covered [other than coir products (except coir mattresses), products wholly made of quilted textile materials and cotton quilts]” shall be substituted;

(cxxi) after S. No. 438 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: —

“438A	9405	Lamps and lighting fittings including searchlights and spotlights and parts thereof, not elsewhere specified or included; illuminated signs, illuminated name-plates and the like, having a permanently fixed light source, and parts thereof not elsewhere specified or included [other than kerosene pressure lantern and parts thereof including gas mantles; hurricane lanterns, kerosene lamp, petromax, glass chimney, and parts thereof; LED lights or fixtures including LED lamps; LED (light emitting diode) driver and MCPCB (Metal Core Printed Circuit Board)]”;
-------	------	---

(cxxii) after S. No. 440 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“440A	9505	Festive, carnival or other entertainment articles, including conjuring tricks and novelty jokes”;
-------	------	---

(cxxiii) in S. No. 441, for the entry in column (3), the entry “Articles and equipment for general physical exercise, gymnastics, athletics, swimming pools and padding pools [other than sports goods]” shall be substituted;

(cxxiv) after S. No. 441 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“441A	9508	Roundabouts, swings, shooting galleries and other fairground amusements; [other than travelling circuses and travelling menageries]
441B	9602	Worked vegetable or mineral carving material and articles of these materials moulded or carved articles of wax, of stearin, of natural gums or natural resins or

		of modelling pastes, and other moulded or carved articles, not elsewhere specified or included; worked, unhardened gelatin (except gelatin of heading 3503) and articles of unhardened gelatin”;
--	--	--

(cxxv) after S. No. 448 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“448A	9611	Date, sealing or numbering stamps, and the like (including devices for printing or embossing labels), designed for operating in the hand; hand-operated composing sticks and hand printing sets incorporating such composing sticks”;
-------	------	---

(cxxvi) in S. No. 449A, for the entry in column no. 3, the entry “Cigarette lighters and other lighters, whether or not mechanical or electrical, and parts thereof other than flints or wicks” shall be substituted;

(cxxvii) after S. No. 449A and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“449B	9617	Vacuum flasks and other vacuum vessels, complete with cases; parts thereof other than glass inners
449C	9618	Tailors' dummies and other lay figures; automata and other animated displays, used for shop window dressing”;

(cxxviii) after S. No. 452O and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“452P	Any Chapter	Permanent transfer of Intellectual Property (IP) right in respect of Information Technology software” ;
-------	-------------	---

(D) in Schedule-IV-14%, -

- (i) S. Nos. 2, 3, 4, 5, 6, 7, 8, 9, 11, 16, 17, 19, 23, 25, 26, 27, 28, 29, 30, 31, 32, 33, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and the entries relating thereto, shall be omitted;
- (ii) in S.No. 46, in column (3), for the words in the brackets, “and Rear Tractortyres”, the words “rear tractor tyres; and of a kind used on aircraft”, shall be added;
- (iii) S. Nos. 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 113 and the entries relating thereto, shall be omitted;
- (iv) in S. No. 114, for the entry in column (3), the entry “Spark-ignition reciprocating or rotary internal combustion piston engine [other than aircraft engines]” shall be substituted;
- (v) in S.No. 117, in column (3), the words, figures and brackets “concrete pumps [8413 40 00], other rotary positive displacement pumps [8413 60], [other than hand pumps falling under tariff item 8413 11 10]” shall be omitted;

- (vi) S. Nos. 118, 121, 123, 124, 125, 126, 127, 128, 129, 131, 132, 133, 134 and the entries relating thereto, shall be omitted;
- (vii) in S.No. 135, for the entry in column (3), the entry “Transmission shafts (including cam shafts and crank shafts) and cranks (excluding crankshaft for sewing machine); gear boxes and other speed changers, including torque converters; flywheels and pulleys, including pulley blocks; clutches and shaft couplings (including universal joints)” shall be substituted;
- (viii) S. Nos. 136, 137, 138 and the entries relating thereto, shall be omitted;
- (ix) in S.No. 141, in column (3), after the words and figures “heading 8508” the words and brackets “[other than wet grinder consisting of stone as a grinder]” shall be added;
- (x) S. Nos. 144, 145, 147, 148, 149, 150 and the entries relating thereto, shall be omitted;
- (xi) in S.No. 151, for the entry in column (3), the entry “Digital cameras and video camera recorders [other than CCTV]” shall be substituted;
- (xii) S. Nos. 152, 153 and the entries relating thereto, shall be omitted;
- (xiii) in S.No.154, in column (3), after the words and figures in the brackets, “not exceeding 20 inches”, the words “ ; and set top box for television” shall be added;
- (xiv) S. Nos. 155, 156, 157, 158, 159, 160, 161, 162, 163, 172, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 211, 212, 213, 214 and the entries relating thereto, shall be omitted;
- (xv) S. Nos. 216, 217, 218, 220, 221, 222, 225, 226 and the entries relating thereto, shall be omitted;
- (xvi) in S.No. 228, for the entry “-” in column (2), the entry “Any Chapter” shall be substituted.
- (E) in Schedule-V-1.5%, in S. No. 13, for the words “of metal clad with precious metal”, the words and brackets “of metal clad with precious metal[other than bangles of lac/shellac]”, shall be substituted;
- (F) in the explanation, in clause (ii), for sub-clause (b), the following shall be substituted, namely:—
- “(b) The phrase “registered brand name” means,—
- (A) a brand registered as on the 15th May 2017 or thereafter under the Trade Marks Act, 1999 irrespective of whether or not the brand is subsequently de-registered;
- (B) a brand registered as on the 15th May 2017 or thereafter under the Copyright Act, 1957(14 of 1957);
- (C) a brand registered as on the 15th May 2017 or thereafter under any law for the time being in force in any other country.”;

2. This notification shall come into force on the 15th day of November 2017.

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 42/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (1) of section 11 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby makes the following further amendments in the notification in the notification No.2/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, *vide* number EXN-F(10)-15/2017 dated the 30th June, 2017, namely:—

In the said notification,—

(1) in the Schedule,

(i) for S. Nos. 8 and 9 and the entries relating thereto, the following shall be substituted, namely:—

“8	0203, 0204, 0205, 0206, 0207, 0208, 0209	All goods, fresh or chilled
9	0202, 0203, 0204, 0205, 0206, 0207, 0208, 0209, 0210	All goods [other than fresh or chilled] other than those put up in unit container and, - (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE I]”;

(ii) S. Nos. 10,11,12,13,14,15,16,17 and the entries thereof shall be omitted;

(iii) for S. Nos. 21 and 22 and the entries relating thereto, the following shall be substituted, namely:—

“21	0304, 0306, 0307, 0308	All goods, fresh or chilled
22	0303, 0304, 0305, 0306, 0307, 0308	All goods [other than fresh or chilled] and other than those put up in unit container and, - (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE I]” ;

(iv) S. Nos. 23,24 and the entries thereof shall be omitted;

(v) after S. No. 30 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“30A	0504	All goods, fresh or chilled
30B	0504	All goods [other than fresh or chilled] other than those put up in unit container and, - (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE I]” ;

(vi) after S. No. 43 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: —

“43A	0710	Vegetables (uncooked or cooked by steaming or boiling in water), frozen, other than those put up in unit container and, - (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE I]” ;
------	------	---

(vii) in S. No. 46, in column (3), for the words “fresh or chilled” the words “fresh or chilled, dried” shall be substituted;

(viii) after S. No. 46 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:—

“46A	0714	Manioc, arrowroot, salep, Jerusalem artichokes, sweet potatoes and similar roots and tubers with high starch or inulin content, frozen, whether or not sliced or in the form of pelletsother than those put up in unit container and, - (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE I]
46B	08	Dried makhana, whether or not shelled or peeled [other than those put up in unit container and,- (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily], subject to the conditions as in the ANNEXURE I]”;

(ix) in S. No. 77, in the entry in column(3),for the words “Flour of potatoes” the words “Flour, powder, flakes, granules or pellets of potatoes”, shall be substituted;

(x) after S. No. 78 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“78A	1106 10 10	Guar meal” ;
------	------------	--------------

(xi) after S. No. 87 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“87A	1210 10 00	Hop cones, neither ground nor powdered nor in the form of pellets” ;
------	------------	--

(xii) after S. No. 93 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“93A	1404 90 60	coconut shell, unworked”;
------	------------	---------------------------

(xiii) in S. No. 94, for the entry in column 3, the entry “Jaggery of all types including Cane Jaggery (gur), Palmyra Jaggery;Khandsari Sugar”shall be substituted;

(xiv)in S. No. 103, for the entry in column (3), the entry“Salt (including table salt and denatured salt) and pure sodium chloride, whether or not in aqueous solutions or containing added anti-caking or free flowing agents; sea water”, shall be substituted;

(xv) after S. No. 103 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

“103A	26	Uranium Ore Concentrate”;
-------	----	---------------------------

(xvi) after S. No. 136 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“136A	7113	Bangles of lac/ shellac”;
-------	------	---------------------------

(2) in the Explanation, in clause (ii), for sub-clause (b), the following sub-clause shall be substituted, namely:—

(b) The phrase “registered brand name” means,—

(A) a brand registered as on or after the 15th May 2017 under the Trade Marks Act, 1999 irrespective of whether or not the brand is subsequently deregistered;

(B) a brand registered as on or after the 15th May 2017 under the Copyright Act, 1957 (14 of 1957);

(C) a brand registered as on or after the 15th May 2017 under any law for the time being in force in any other country.”.

2. This notification shall come into force with effect from the 15th day of November, 2017.

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 42/2017—State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In exercise of the powers conferred by sub-section (6) of section 39 read with section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Commissioner, hereby extends the time limit for furnishing the return in FORM GSTR-5A for the month of July, 2017, August, 2017 and September, 2017 by a person supplying online information and database access or retrieval services from a place outside India to a non-taxable online recipient referred to in section 14 of the Integrated Goods and Services Tax Act, 2017 and rule 64 of the Himachal Pradesh Goods and Services Tax Rules, 2017, till the 20th day of November, 2017.

2. This notification shall be deemed to have come into force on the 15th day of September, 2017.

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 43/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.—In exercise of the powers conferred by sub-section (3) of section 9 of the Himachal Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby makes the following amendments notification No.4/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, vide number EXN-F(10)-15/2017 dated the 30th June, 2017, namely:-

In the said notification, in the TABLE, -

- (i) after Sl. No. 4 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:—

“4A.	5201	Raw cotton	Agriculturist	Any registered person”.
------	------	------------	---------------	-------------------------

2. This notification shall come into force with effect from the 15th day of November, 2017.

By order,

Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 43/2017 –State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In exercise of the powers conferred by sub-section (6) of section 39 read with section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereinafter referred to as the said Act) and in supersession of notification No. 26/2017-Central Tax, dated the 28th August, 2017, except as respects things done or omitted to be done before such supersession, the Commissioner hereby extends the time limit for furnishing the return by an Input Service Distributor in FORM GSTR-6 under sub-section (4) of section 39 of the said Act read with rule 65 of the Himachal Pradesh Goods and Services Tax Rules, 2017 for the months of July, 2017, August, 2017 and September, 2017 till the 15th day of November, 2017.

By order,

Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No.EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 44/2017 –State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In pursuance of section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter referred to as the said Act) and clause (b) of sub-rule (1) of rule 40 of the Himachal Pradesh Goods and Services Tax Rules, 2017, the Commissioner, hereby extends the time limit for making a declaration, in FORM GST ITC-01, by the registered persons, who have become eligible during the months of July, 2017, August, 2017 and September, 2017, to the effect that they are eligible to avail the input tax credit under sub-section (1) of section 18 of the said Act, till the 31st day of October, 2017.

By order,

Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 45/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (1) of section 11 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter in this notification referred to as “the said Act”), the Governor of Himachal Pradesh, on being satisfied that it is necessary in the public interest so to do , on the recommendations of the Council, hereby exempts the goods specified in column (3) of the Table below, from the so much of the state tax leviable thereon under section 9 of the said Act, as in in excess of the amount calculated at the rate of 2.5 percent., when supplied to the institutions specified in the corresponding entry in column (2) of the Table, subject to the conditions specified in the corresponding entry in column (4) of the said Table-

Table

S. No.	Name of the Institutions	Description of the goods	Conditions
(1)	(2)	(3)	(4)
1.	Public funded research institution other than a hospital or a University or an Indian Institute of Technology or Indian	(a) Scientific and technical instruments, apparatus, equipment (including computers); (b) accessories, parts,	(i) The goods are supplied to or for – (a) a public funded research institution under the administrative control

	<p>Institute of Science, Bangalore or a National Institute Technology/ Regional Engineering College</p>	<p>consumables and live animals (experimental purpose);</p> <p>(c) computer software, Compact Disc-Read Only Memory (CD-ROM), recorded magnetic tapes, microfilms, microfiches;</p> <p>(d) Prototypes, the aggregate value of prototypes received by an institution does not exceed fifty thousand rupees in financial year.</p>	<p>of the Department of Space or Department of Atomic Energy or the Defence Research Development Organisation of the Government of India and such institution produces a certificate to that effect from an officer not below the rank of the Deputy Secretary to the Government of India or the Deputy Secretary to the State Government or the Deputy Secretary in the Union Territory in the concerned department to the supplier at the time of supply of the specified goods; or</p> <p>(b) an institution registered with the Government of India in the Department of Scientific and Research and such institution produces a certificate from an officer not below the rank of the Deputy Secretary to the Government of India or the Deputy Secretary to the State Government or the Deputy Secretary in the Union territory in concerned department to the supplier at the time of supply of the specified goods;</p> <p>(ii) The institution produces, at the time of supply, a certificate to the supplier from the Head of the Institution, in each case, certifying that the said goods are required for research purposes only;</p> <p>(iii) In the case of supply of live animals for experimental purposes, the institution produces, at the time of supply, a</p>
--	---	--	---

			certificate to the supplier from the Head of the Institution that the live animals are required for research purposes and enclose a no objection certificate issued by the Committee for the Purpose of Control and Supervision of Experiments on Animals.
2.	Research institution, other than a hospital	<p>(a) Scientific and technical instruments, apparatus, equipment (including computers);</p> <p>(b) accessories, parts, consumables and live animals (experimental purpose);</p> <p>(c) computer software, Compact Disc-Read Only Memory (CD-ROM), recorded magnetic tapes, microfilms, microfiches;</p> <p>(d) Prototypes, the aggregate value of prototypes received by an institution does not exceed fifty thousand rupees in a financial year.</p>	<p>(1) The institution is registered with the Government of India in the Department of Scientific and Research, which-</p> <p>(i) produces, at the time of supply, a certificate to the supplier from the head of the institution, in each case, certifying that the said goods are essential for research purposes and will be used for stated purpose only;</p> <p>(ii) in the case of supply of live animals for experimental purposes, the institution produces, at the time of supply, a certificate to the supplier from the Head of the Institution that the live animals are required for research purposes and enclose a no objection certificate issued by the Committee for the Purpose of Control and Supervision of Experiments on Animals.</p> <p>(2) The goods falling under (1) above shall not be transferred or sold by the institution for a period of five years from the date of installation.</p>
3.	Departments and laboratories of the Central Government and State Governments, other than a hospital	<p>(a) Scientific and technical instruments, apparatus, equipment (including computers);</p> <p>(b) accessories, parts,</p>	<p>(i) The institution produces, at the time of supply, a certificate to the supplier from the Head of the Institution, in each</p>

		<p>consumables and live animals (experimental purpose);</p> <p>(c) Computer software, Compact Disc-Read Only Memory(CD-ROM), recorded magnetic tapes, microfilms, microfiches;</p> <p>(d) Prototypes, the aggregate value of prototypes received by an institution does not exceed fifty thousand rupees in a financial year.</p>	<p>case, certifying that the said goods are required for research purposes only;</p> <p>(ii) in the case of supply of live animals for experimental purposes, the institution produces, at the time of supply, a certificate to the supplier from the Head of the Institution that the live animals are required for research purposes and enclose a no objection certificate issued by the Committee for the Purpose of Control and Supervision of Experiments on Animals.</p>
4.	Regional Cancer Centre (Cancer Institute)	<p>(a) Scientific and technical instruments, apparatus, equipment (including computers);</p> <p>(b) accessories, parts, consumables and live animals (experimental purpose);</p> <p>(c) Computer software, Compact Disc-Read Only Memory(CD-ROM), recorded magnetic tapes, microfilms, microfiches.</p>	<p>(i) The goods are supplied to the Regional Cancer Centre registered with the Government of India, in the Department of Scientific and Research and such institution produces a certificate from an officer not below the rank of the Deputy Secretary to the Government of India or the Deputy Secretary to the State Government or the Deputy Secretary in the Union territory in concerned department to the supplier at the time of supply of the specified goods;</p> <p>(ii) the institution produces, at the time of supply, a certificate to the supplier from the Head of the Institution, in each case, certifying that the said goods are required for research purposes only;</p> <p>(iii) in case of supply of live animals for experimental purposes, the institution produces, at the</p>

			time of supply, a certificate to the supplier from the Head of the Institution that the live animals are required for research purposes and enclose a no objection certificate issued by the Committee for the Purpose of Control and Supervision of Experiments on Animals.
--	--	--	--

Explanation.—For the purposes of this notification, the expression,—

- (a) "Public funded research institution" means a research institution in the case of which not less than fifty per-cent. of the recurring expenditure is met by the Central Government or the Government of any State or the administration of any Union territory;
- (b) "University" means a University established or incorporated by or under a Central, State or Provincial Act and includes —
 - (i) an institution declared under section 3 of the University Grants Commission Act, 1956 (3 of 1956) to be a deemed University for the purposes of this Act;
 - (ii) an institution declared by Parliament by law to be an institution of national importance;
 - (iii) a college maintained by, or affiliated to, a University;
- (c) "Head" means -
 - (i) in relation to an institution, the Director thereof (by whatever name called);
 - (ii) in relation to a University, the Registrar thereof (by whatever name called);
 - (iii) in relation to a college, the Principal thereof (by whatever name called);
- (d) "hospital" includes any Institution, Centre, Trust, Society, Association, Laboratory, Clinic or Maternity Home which renders medical, surgical or diagnostic treatment.

2. This notification shall come into force with effect from the 15th day of November, 2017.

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No.EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 45/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In exercise of the powers conferred by section 164 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh is pleased to make the following rules further to amend the Himachal Pradesh Goods and Services Tax Rules, 2017, namely:—

- (1) These rules may be called the Himachal Pradesh Goods and Services Tax (Ninth Amendment) Rules, 2017.
- (2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Himachal Pradesh Goods and Services Tax Rules, 2017, –
 - (i) in rule 3, for sub-rule (3A), the following sub-rule shall be substituted, namely:—

“(3A)Notwithstanding anything contained in sub-rules (1), (2) and (3), a person who has been granted registration on a provisional basis under rule 24 or who has been granted certificate of registration under sub-rule (1) of rule 10 may opt to pay tax under section 10 with effect from the first day of the month immediately succeeding the month in which he files an intimation in FORM GST CMP-02, on the common portal either directly or through a Facilitation Centre notified by the Commissioner, on or before the 31st day of March, 2018, and shall furnish the statement in FORM GST ITC-03 in accordance with the provisions of sub-rule (4) of rule 44 within a period of ninety days from the day on which such person commences to pay tax under section 10:

Provided that the said persons shall not be allowed to furnish the declaration in FORM GST TRAN-1 after the statement in FORM GST ITC-03 has been furnished.”;

- (ii) after rule 46, the following rule shall be inserted, namely:—

“46A. Invoice-cum-bill of supply.- Notwithstanding anything contained in rule 46 or rule 49 or rule 54, where a registered person is supplying taxable as well as exempted goods or services or both to an unregistered person, he may issue a single “invoice-cum-bill of supply” for all such supplies.”;

- (iii) in rule 54, in sub-rule (2),
 - (a) for the words “tax invoice” the words “consolidated tax invoice” shall be substituted;
 - (b) after the words “by whatever name called”, the words “for the supply of services made during a month at the end of the month” shall be inserted;
- (iv) in rule 62, in sub-rule (1), the following proviso shall be inserted, namely:—

“Provided that the registered person who opts to pay tax under section 10 with effect from the first day of a month which is not the first month of a quarter shall furnish the return in FORM GSTR-4 for that period of the quarter for which he has paid tax under section 10 and shall furnish the returns as applicable to him for the period of the quarter prior to opting to pay tax under section 10.”;

(v) in FORM GST CMP-02, for the words, figures and brackets “See rule 3(2)”, the words, figures, brackets and letter “See rule 3(3) and 3(3A)” shall be substituted;

(vi) in FORM GSTR-1, for Table 6, the following shall be substituted, namely:—

“6. Zero rated supplies and Deemed Exports

GSTIN of recipient	Invoice details			Shipping bill/ Bill of export		Integrated Tax			Cess
	No.	Date	Value	No.	Date	Rate	Taxable value	Amt.	
1	2	3	4	5	6	7	8	9	10
6A. Exports									
6B. Supplies made to SEZ unit or SEZ Developer									
6C. Deemed exports									
									”.

(vii) in FORM GSTR-1A, for Table 4, the following shall be substituted, namely:-

“4. Zero rated supplies made to SEZ and deemed exports

GSTIN of recipient	Invoice details			Integrated Tax			Cess
	No.	Date	Value	Rate	Taxable value	Tax amount	
1	2	3	4	5	6	7	8
4A. Supplies made to SEZ unit or SEZ Developer							
4B. Deemed exports							
							”.

(viii) in FORM GSTR-4, after instruction no.9, the following shall be inserted, namely:-

“10. For the tax period July, 2017 to December, 2017, serial 4A of Table 4 shall not be furnished.”

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 46/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (1) of section 9, sub-section (1) of section 11, sub-section (5) of section 15 and sub-section (1) of section 16 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, and on being satisfied that it is necessary in the public interest so to do, hereby makes the following further amendments in the notification No.11/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, *vide* number EXN-F(10)-15/2017 dated the 30th June, 2017, namely:—

In the said notification, in the Table,—

- (i) against serial number 3, in column (3), in item (vi), for the words “Services provided”, the words “Composite supply of works contract as defined in clause (119) of section 2 of the Central Goods and Services Tax Act, 2017, provided” shall be substituted;
- (ii) against serial number 7,—
 - (a) for item (i) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely:—

(3)	(4)	(5)
<p>“(i) Supply, by way of or as part of any service or in any other manner whatsoever, of goods, being food or any other article for human consumption or drink, where such supply or service is for cash, deferred payment or other valuable consideration, provided by a restaurant, eating joint including mess, canteen, whether for consumption on or away from the premises where such food or any other article for human consumption or drink is supplied, other than those located in the premises of hotels, inns, guest houses, clubs, campsites or other commercial places meant for residential or lodging purposes having declared tariff of any unit of accommodation of seven thousand five hundred rupees and above per unit per day or equivalent. <i>Explanation.-</i> “declared tariff” includes charges for all amenities provided in the unit of accommodation (given on rent for stay) like furniture, air conditioner, refrigerators or any other amenities, but without excluding any discount offered on the published charges for such unit.</p>	2.5	<p>Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to <i>Explanation</i> no. (iv)].”;</p>

- (b) for item (iii) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely:—

(3)	(4)	(5)
<p>“(iii) Supply, by way of or as part of any service or in any other manner whatsoever, of goods, being food or any other article for human consumption or any drink, where such supply or service is for cash, deferred payment or other valuable consideration, provided by a restaurant, eating joint including mess, canteen, whether for consumption on or away from the premises where such food or any other article for human consumption or drink is supplied, located in the premises of hotels, inns, guest houses, clubs, campsites or other commercial places meant for residential or lodging purposes having declared tariff of any unit of accommodation of seven thousand five hundred rupees and above per unit per day or equivalent.</p> <p><i>Explanation.-</i> “declared tariff” includes charges for all amenities provided in the unit of accommodation (given on rent for stay) like furniture, air conditioner, refrigerators or any other amenities, but without excluding any discount offered on the published charges for such unit.</p>	9	”;

- (c) the item (iv) in column (3) and the entries relating thereto in columns (3), (4) and (5), shall be omitted;
- (d) in item (ix), in column (3), for the entry, the following entry shall be substituted, namely:-

“(ix) Accommodation, food and beverage services other than (ii), (iii), (v), (vi), (vii) and (viii) above.

Explanation.- For the removal of doubt, it is hereby clarified that, supply, by way of or as part of any service or in any other manner whatsoever, of goods, being food or any other article for human consumption or drink, where such supply or service is for cash, deferred payment or other valuable consideration, provided by a restaurant, eating joint including mess, canteen, whether for consumption on or away from the premises where such food or any other article for human consumption or drink is supplied, other than those located in the premises of hotels, inns, guest houses, clubs, campsites or other commercial places meant for residential or lodging purposes having declared tariff of any unit of accommodation of seven thousand five hundred rupees and above per unit per day or equivalent shall attract central tax @ 2.5% without any input tax credit under item (i) above and shall not be levied at the rate as specified under this entry.”;

- (iii) against serial number 26, in column (3), in item (i), after sub-item (h), the following shall be inserted, namely:—

‘(i) manufacture of handicraft goods.

Explanation. - The expression "handicraft goods" shall have the same meaning as assigned to it in the notification No. EXN-F(10)-34/2017, dated the 9th October, 2017 published in the Gazette of Himachal Pradesh, vide number EXN-F(10)-34/2017, dated the 9th October, 2017 as amended from time to time.'.

2. This notification shall come into force with effect from 15th of November, 2017.

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-39/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 46/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-39/2017.—In exercise of the powers conferred by sub-section (1) of section 10 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, is pleased to make the following amendments in the notification, No.8/2017- State Tax, dated 30th June, 2017, published in the Gazette of Himachal Pradesh vide No. EXN-F(10)-14/2017-Loose dated 30th June, 2017, namely:-
In the said notification,—

- (i) for the words "fifty lakh rupees". the words, "seventy-five lakh rupees" shall be substituted;

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 47/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (1) of section 11 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on being satisfied that it is necessary in the public interest so to do, on the recommendations of the Council, is pleased to make the following further amendments in the

notification No.12 /2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, vide number EXN-F(10)-15/2017 dated the 30th June, 2017, namely:—

In the said notification, in the Table,—

- (a) against serial number 11A, for the entry in column (3), the following entry shall be substituted namely:—

“Service provided by Fair Price Shops to Central Government, State Government or Union territory by way of sale of food grains, kerosene, sugar, edible oil, etc. under Public Distribution System against consideration in the form of commission or margin.”;

- (b) the serial number 11B and the entries relating thereto, shall be omitted;

- (c) after serial number 79 and the entries relating thereto, the following serial number and entries shall be inserted namely:—

(1)	(2)	(3)	(4)	(5)
“79A	Heading 9996	Services by way of admission to a protected monument so declared under the Ancient Monuments and Archaeological Sites and Remains Act 1958 (24 of 1958) or any of the State Acts, for the time being in force	Nil	Nil”.

2. This notification shall come into force with effect from 15th of November, 2017.

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-32/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 50/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-32/2017.—In exercise of the powers conferred by section 128 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, is pleased to waive the late fee payable under section 47 of the said Act, for all registered persons who failed to furnish the return in FORM GSTR-3B for the months of August and September, 2017 by the due date.

By order,
Sd/-
Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 44/2017 – State Tax (Rate)

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by clause (ii) of the proviso to sub-section (3) of section 54 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby makes the following further amendments in the notification No.5/2017- State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, vide number EXN-F(10)-15/2017 dated the 30th June, 2017, namely:—

In the said notification, in the TABLE, for Sl. No. 6A and the entries relating thereto, the following entries shall be substituted, namely:—

“6A	5608	Knotted netting of twine, cordage or rope; made up fishing nets and other made up nets, of textile materials
6B	5801	Corduroy fabrics
6C	5806	Narrow woven fabrics, other than goods of heading 5807; narrow fabrics consisting of warp without weft assembled by means of an adhesive (bolducs)”. .

2. This notification shall come into force with effect from the 15th day of November, 2017.

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 41/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In exercise of the powers conferred by sub-section (6) of section 39 read with section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (herein after referred to as the said Act), the Commissioner hereby extends the time limit for furnishing the return by a composition supplier, in FORM GSTR-4, under sub-section (2) of section 39 of the said Act read with rule 62 of the Himachal Pradesh Goods and Services Tax Rules, 2017 for the quarter July to September, 2017 till the 15th day of November, 2017.

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 53/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In pursuance of section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) and sub-rule (3) of rule 45 of the Himachal Pradesh Goods and Services Tax Rules, 2017, the Commissioner, with the approval of the Board, hereby extends the time limit for making the declaration in FORM GST ITC-04, in respect of goods dispatched to a job worker or received from a job worker or sent from one job worker to another, during the quarter July to September, 2017, till the 30th day of November, 2017.

By order,
Sd/-

Additional Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 55/2017–State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by section 164 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Himachal Pradesh Government hereby makes the following rules further to amend the Himachal Pradesh Goods and Services Tax Rules, 2017, namely:—

(1) These rules may be called the Himachal Pradesh Goods and Services Tax (Twelfth Amendment) Rules, 2017.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Himachal Pradesh Goods and Services Tax Rules, 2017,—

(i) in rule 43, after sub-rule (2), the following explanation shall be inserted, namely:—

“Explanation - For the purposes of rule 42 and this rule, it is hereby clarified that the aggregate value of exempt supplies shall exclude the value of supply of services specified in the notification of the Government of India in the Ministry of Finance, Department of Revenue No. 42/2017-Integrated Tax (Rate), dated the 27th October, 2017 published in the Gazette of India, Extraordinary, Part II,

Section 3, Sub-section (i), vide number GSR 1338(E) dated the 27th October, 2017.”;

(ii) in rule 54, in sub-rule (2), for the words “supplier shall issue”, the words “supplier may issue” shall be substituted;

(iii) after rule 97, the following rule shall be inserted, namely:—

“97A. Manual filing and processing. – Notwithstanding anything contained in this Chapter, in respect of any process or procedure prescribed herein, any reference to electronic filing of an application, intimation, reply, declaration, statement or electronic issuance of a notice, order or certificate on the common portal shall, in respect of that process or procedure, include manual filing of the said application, intimation, reply, declaration, statement or issuance of the said notice, order or certificate in such Forms as appended to these rules.”;

(iv) after rule 107, the following rule shall be inserted, namely:—

“107A. Manual filing and processing. – Notwithstanding anything contained in this Chapter, in respect of any process or procedure prescribed herein, any reference to electronic filing of an application, intimation, reply, declaration, statement or electronic issuance of a notice, order or certificate on the common portal shall, in respect of that process or procedure, include manual filing of the said application, intimation, reply, declaration, statement or issuance of the said notice, order or certificate in such Forms as appended to these rules.”;

(v) after rule 109, the following rule shall be inserted, namely:—

“109A. Appointment of Appellate Authority- (1)Any person aggrieved by any decision or order passed under this Act or the State Goods and Services Tax Act or the Union Territory Goods and Services Tax Act may appeal to -

(a) the Commissioner (Appeals) where such decision or order is passed by the Additional or Joint Commissioner;

(b) the Additional Commissioner (Appeals) where such decision or order is passed by the Deputy or Assistant Commissioner or State Tax Officer, within three months from the date on which the said decision or order is communicated to such person.

(2) An officer directed under sub-section (2) of section 107 to appeal against any decision or order passed under this Act or the State Goods and Services Tax Act or the Union Territory Goods and Services Tax Act may appeal to –

(a) the Commissioner (Appeals) where such decision or order is passed by the Additional or Joint Commissioner;

(b) the Additional Commissioner (Appeals) where such decision or order is passed by the Deputy or Assistant Commissioner or the State Tax Officer, within six months from the date of communication of the said decision or order.”;

(vi) in rule 124,—

(a) in sub-rule (4), for the second proviso, the following proviso shall be substituted, namely:—

"Provided further that the Central Government with the approval of the Chairperson of the Council may terminate the appointment of the Chairman at any time.”;

(b) in sub-rule (5), for the second proviso, the following proviso shall be substituted, namely:—

"Provided further that the Central Government with the approval of the Chairperson of the Council may terminate the appointment of the Technical Member at any time.”;

(vii) after the “FORM GST RFD-01”, the following forms shall be inserted, namely:-

“FORM-GST-RFD-01 A

[See rules 89(1) and 97A]

Application for Refund (Manual)

(Applicable for casual taxable person or non-resident taxable person, tax deductor, tax collector and other registered taxable person)

1.	GSTIN / Temporary ID							
2.	Legal Name							
3.	Trade Name, if any							
4.	Address							
5.	Tax period (if applicable)	From <Year><Month>		To		<Year><Month>		
6.	Amount of Refund Claimed(Rs.)	Act	Tax	Interest	Penalty	Fees	Others	Total
		Central tax						
		State / UT tax						
		Integrated tax						
		Cess						
		Total						
7.	Grounds of Refund Claim (select from drop down)	(a)	Excess balance in Electronic Cash Ledger					
		(b)	Exports of services- with payment of tax					
		(c)	Exports of goods / services- without payment of tax (accumulated ITC)					
		(d)	ITC accumulated due to inverted tax structure[under clause (ii) of first proviso to section 54(3)]					
		(e)	On account of supplies made to SEZ unit/ SEZ developer(with payment of tax)					

	(f)	On account of supplies made to SEZ unit/ SEZ developer (without payment of tax)
	(g)	Recipient of deemed export

DECLARATION [second proviso to section 54(3)]

I hereby declare that the goods exported are not subject to any export duty. I also declare that I have not availed any drawback on goods or services or both and that I have not claimed refund of the integrated tax paid on supplies in respect of which refund is claimed.

Signature

Name –

Designation / Status

DECLARATION [section 54(3)(ii)]

I hereby declare that the refund of ITC claimed in the application does not include ITC availed on goods or services used for making 'nil' rated or fully exempt supplies.

Signature

Name –

Designation / Status

DECLARATION [rule 89(2)(f)]

I hereby declare that the Special Economic Zone unit /the Special Economic Zone developer has not availed of the input tax credit of the tax paid by the applicant, covered under this refund claim.

Signature

Name –

Designation / Status

SELF- DECLARATION [rule 89(2)(l)]

I/We _____ (Applicant) having GSTIN/ temporary Id -----, solemnly affirm and certify that in respect of the refund amounting to Rs. ---/ with respect to the tax, interest, or any other amount for the period from---to---, claimed in the refund application, the incidence of such tax and interest has not been passed on to any other person.

Signature

Name –

Designation / Status

(This Declaration is not required to be furnished by applicants, who are claiming refund under clause (a) or clause (b) or clause (c) or clause (d) or clause (f) of sub-section (8) of section 54.)

8. Verification

I/We<Taxpayer Name> hereby solemnly affirm and declare that the information given herein above is true and correct to the best of my/our knowledge and belief and nothing has been concealed therefrom.

I/We declare that no refund on this account has been received by me/us earlier.

Place
Date

Signature of Authorised Signatory
(Name)

Designation/ Status

Annexure-1

Statement -1 [rule 89(5)]

Refund Type: ITC accumulated due to inverted tax structure [clause (ii) of first proviso to section 54(3)]

(Amount in Rs.)

Turnover of inverted rated supply of goods	Tax payable on such inverted rated supply of goods	Adjusted total turnover	Net input tax credit	Maximum refund amount to be claimed [(1×4÷3)-2]
1	2	3	4	5

Statement- 3A [rule 89(4)]

Refund Type: Export without payment of tax (accumulated ITC) – calculation of refund amount

(Amount in Rs.)

Turnover of zero rated supply of goods and services	Net input tax credit	Adjusted total turnover	Refund amount (1×2÷3)
1	2	3	4

Statement-5A [rule 89(4)]

Refund Type: On account of supplies made to SEZ unit / SEZ developer without payment of tax (accumulated ITC) – calculation of refund amount

(Amount in Rs.)

Turnover of zero rated supply of goods and services	Net input tax credit	Adjusted total turnover	Refund amount (1×2÷3)
1	2	3	4

FORM-GST-RFD-01 B

[See rules 91(2), 92(1), 92(3), 92(4), 92(5) and 97A]

Refund Order details

1.	ARN	
2.	GSTIN / Temporary ID	
3.	Legal Name	

4.	Filing Date	
5.	Reason of Refund	
6.	Financial Year	
7.	Month	
8.	Order No.:	
9.	Order issuance Date:	
10.	Payment Advice No.:	
11.	Payment Advice Date:	
12.	Refund Issued To :	Drop down: Taxpayer / Consumer Welfare Fund
13.	Issued by:	
14.	Remarks:	
15.	Type of Order	Drop Down: RFD- 04/ 06/ 07 (Part A)
16.	Details of Refund Amount (As per the manually issued Order):	

Description	Integrated Tax						Central Tax						State/ UT tax						Cess					
	Tax	Interest	Penalty	Fees	Others	Total	Tax	Interest	Penalty	Fees	Others	Total	Tax	Interest	Penalty	Fees	Others	Total	Tax	Interest	Penalty	Fees	Others	Total
a. Refund amount claimed																								
b. Refund Sanctioned on provisional basis																								
c. Remaining Amount																								
d. Refund amount in-admissible																								
e. Gross amount to be paid																								
f. Interest (if any)																								
g. Amount adjusted against outstanding demand under the existing law or under the Act																								
h. Net amount to be paid																								
17.	Attachments (Orders)						RFD-04; RFD- 06; RFD 07 (Part A)																	
Date:							Signature (DSC):																	
Place:							Name:																	
							Designation:																	
							Office																	
							Address:																	

By order,
Sd/-
Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 56/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) read with sub-rule (5) of rule 61 of the Himachal Pradesh Goods and Services Tax Rules, 2017, the Commissioner, on the recommendations of the Council, hereby specifies that the return in FORM GSTR-3B for the month as specified in column (2) of the Table shall be furnished electronically through the common

portal, on or before the last date as specified in the corresponding entry in column (3) of the said Table, namely:—

Table

Sr. No.	Month	Last date for filing of return in FORM GSTR-3B
(1)	(2)	(3)
1.	January, 2018	20 th February, 2018
2.	February, 2018	20 th March, 2018
3.	March, 2018	20 th April, 2018

2. Payment of taxes for discharge of tax liability as per FORM GSTR-3B: Every registered person furnishing the return in FORM GSTR-3B shall, subject to the provisions of section 49 of the said Act, discharge his liability towards tax, interest, penalty, fees or any other amount payable under the said Act by debiting the electronic cash ledger or electronic credit ledger, as the case may be, not later than the last date, as mentioned in column (3) of the said Table, on which he is required to furnish the said return.

By order,
Sd/-
Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 57/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by section 148 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, notifies the registered persons having aggregate turnover of less than 1.5 crore rupees in the preceding financial year or the current financial year, as the class of registered persons who shall follow the special procedure as detailed below for furnishing the details of outward supply of goods or services or both.

2. The said persons shall furnish the details of outward supply of goods or services or both in FORM GSTR-1 effected during the quarter as specified in column (2) of the Table below till the time period as specified in the corresponding entry in column (3) of the said Table, namely:—

Table

Sl No.	Quarter for which the details in FORM GSTR-1 are furnished	Time period for furnishing the details in FORM GSTR-1
(1)	(2)	(3)
1	July - September, 2017	31 st December, 2017

2	October - December, 2017	15 th February, 2018
3	January - March, 2018	30 th April, 2018

3. The special procedure or extension of the time limit for furnishing the details or return, as the case may be, under sub-section (2) of section 38 and sub-section (1) of section 39 of the Act, for the months of July, 2017 to March, 2018 shall be subsequently notified in the Official Gazette.

By order,
Sd/-
Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 58/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by the second proviso to sub-section (1) of section 37 read with section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter in this notification referred to as the Act) and in supersession of notification No. EXN-F(10)-32/2017 dated 23rd Oct., 2017, except as respects things done or omitted to be done before such supersession, the Commissioner, on the recommendations of the Council, hereby extends the time limit for furnishing the details of outward supplies in FORM GSTR-1 under sub-section (1) of section 37 of the Act for the months as specified in column (2) of the Table, by such class of registered persons having aggregate turnover of more than 1.5 crore rupees in the preceding financial year or the current financial year, till the time period as specified in the corresponding entry in column (3) of the said Table, namely:—

Table

Sl No.	Months for which the details in FORM GSTR-1 are furnished	Time period for furnishing the details in FORM GSTR-1
(1)	(2)	(3)
1	July - October, 2017	31 st December, 2017
2	November, 2017	10 th January, 2018
3	December, 2017	10 th February, 2018
4	January, 2018	10 th March, 2018
5	February, 2018	10 th April, 2018
6	March, 2018	10 th May, 2018

2. The extension of the time limit for furnishing the details or return, as the case may be, under sub-section (2) of section 38 and sub-section (1) of section 39 of the Act, for the months of July, 2017 to March, 2018 shall be subsequently notified in the Official Gazette.

By order,
Sd/-
Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 59/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (6) of section 39 read with section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Central Government hereby makes the following amendments in the notification of the No. 41/2017-State Tax, dated 15th Nov., 2017, published in the Gazette of Himachal Pradesh vide number No. EXN-F(10)-38/2017, dated the 15th Nov., 2017, namely:—

In the said notification, for the words, figures and letters “the 15th day of November, 2017”, the words, figures and letters “the 24th day of December, 2017” shall be substituted.

By order,
Sd/-
Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 60/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (6) of section 39 read with section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter in this notification referred to as the said Act), the Commissioner hereby extends the time limit for furnishing the return by a non-resident taxable person, in FORM GSTR-5, under sub-section (5) of section 39 of the said Act read with rule 63 of the Himachal Pradesh Goods and Services Tax Rules, 2017 for the months of July, 2017, August, 2017, September, 2017 and October, 2017 till the 11th day of December, 2017.

By order,
Sd/-
Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 61/2017–State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (6) of section 39 read with section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) and section 20 of the Integrated Goods and Services Tax Act, 2017 (13 of 2017), and in supersession of notification No. 42/2017-State Tax, dated the 15th Nov., 2017, published in the Gazette of Himachal Pradesh vide number No. EXN-F(10)-38/2017, dated the 15th Nov., 2017, except as respects things done or omitted to be done before such supersession, the Commissioner, hereby extends the time limit for furnishing the return in FORM GSTR-5A for the month of July, 2017, August, 2017, September, 2017 and October, 2017 by a person supplying online information and database access or retrieval services from a place outside India to a non-taxable online recipient referred to in section 14 of the Integrated Goods and Services Tax Act, 2017 and rule 64 of the Himachal Pradesh Goods and Services Tax Rules, 2017, till the 15th day of December, 2017.

By order,

Sd/-

Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 62/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (6) of section 39 read with section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereinafter referred to as the said Act) and in supersession of notification No. 43/2017-Central Tax, dated 15th Nov., 2017, published in the Gazette of Himachal Pradesh, vide number No. EXN-F(10)-38/2017, dated the 15th Nov., 2017, except as respects things done or omitted to be done before such supersession, the Commissioner hereby extends the time limit for furnishing the return by an Input Service Distributor in FORM GSTR-6 under sub-section (4) of section 39 of the said Act read with rule 65 of the Himachal Pradesh Goods and Services Tax Rules, 2017 for the month of July, 2017 till the 31st day of December, 2017.

2. The extension of the time limit for furnishing the return under sub-section (4) of section 39 of the said Act for the month of August, 2017, September, 2017 and October, 2017 shall be subsequently notified in the Official Gazette.

By order,

Sd/-

Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 63/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In pursuance of section 168 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) and sub-rule (3) of rule 45 of the Himachal Pradesh Goods and Services Tax Rules, 2017, the Governor of Himachal Pradesh is pleased to make the following amendments in the notification of the Government of the Himachal Pradesh No. 53/2017-State Tax, dated the 15th Nov., 2017, published in the Gazette of Himachal Pradesh, vide number EXN-F(10)-20/2016-Vol.1, dated the 15th Nov., 2017, namely:—

In the said notification, for the words, figures and letters “the 30th day of November, 2017”, the words, figures and letters “the 31st day of December, 2017” shall be substituted.

By order,
Sd/-

Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 64/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by section 128 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter in this notification referred to as the said Act), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby waives the amount of late fee payable by any registered person for failure to furnish the return in FORM GSTR-3B for the month of October, 2017 onwards by the due date under section 47 of the said Act, which is in excess of an amount of twenty five rupees for every day during which such failure continues:

Provided that where the total amount of state tax payable in the said return is nil, the amount of late fee payable by such registered person for failure to furnish the said return for the month of October, 2017 onwards by the due date under section 47 of the said Act shall stand waived to the extent which is in excess of an amount of ten rupees for every day during which such failure continues.

By order,
Sd/-

Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 65/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by sub-section (2) of section 23 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter in this notification referred to as the said Act), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby specifies the persons making supplies of services, other than supplies specified under sub-section (5) of section 9 of the said Act through an electronic commerce operator who is required to collect tax at source under section 52 of the said Act, and having an aggregate turnover, to be computed on all India basis, not exceeding an amount of twenty lakh rupees in a financial year, as the category of persons exempted from obtaining registration under the said Act:

Provided that the aggregate value of such supplies, to be computed on all India basis, should not exceed an amount of ten lakh rupees in case of “special category States” as specified in sub-clause (g) of clause (4) of article 279A of the Constitution, other than the State of Jammu and Kashmir.

By order,
Sd/-

Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No. EXN-F(10)-20/2016-Vol.1 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 66/2017 – State Tax

Shimla, the 15th November, 2017

No. EXN-F(10)-20/2016-Vol.1.—In exercise of the powers conferred by section 148 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017) (hereafter in this notification referred to as the said Act) and in supersession of notification No. 40/2017-State Tax, dated the 15th Nov., 2017, published in the Gazette of Himachal Pradesh vide number No. EXN-F(10)-38/2017, dated the 15th Nov., 2017, except as respects things done or omitted to be done before such supersession, the Governor of Himachal Pradesh, on the recommendations of the Council, is pleased to notify the registered person who did not opt for the composition levy under section 10 of the said Act as the class of persons who shall pay the state tax on the outward supply of goods at the time of supply as specified in clause (a) of sub-section (2) of section 12 of the said Act including in the situations attracting the provisions of section 14 of the said Act, and shall accordingly furnish the details and returns as mentioned in Chapter IX of the said Act and the rules

made thereunder and the period prescribed for the payment of tax by such class of registered persons shall be such as specified in the said Act.

By order,
Sd/-
Addl. Chief Secretary (E&T).

[TO BE PUBLISHED IN THE GAZETTE OF HIMACHAL PRADESH]

Government of Himachal Pradesh
(Excise & Taxation Department)

No. EXN-F(10)-39/2017

Dated: Shimla

the

15th Nov. , 2017

**THE HIMACHAL PRADESH GOODS AND SERVICES TAX (REMOVAL OF
DIFFICULTIES) ORDER, 2017**

Order No. 01/2017-State Tax

Whereas, certain difficulties have arisen in giving effect to the provisions of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), hereinafter in this order referred to as the said Act, in so far as it relates to the provisions of section 10 of the said Act;

Now, therefore, in exercise of the powers conferred by section 172 of the said Act, the State Government, on recommendations of the Council, hereby makes the following Order, namely:-

1. This Order may be called the Himachal Pradesh Goods and Services Tax (Removal of Difficulties) Order, 2017.

2. For the removal of difficulties,—

- (i) it is hereby clarified that if a person supplies goods and/or services referred to in clause (b) of paragraph 6 of Schedule II of the said Act and also supplies any exempt services including services by way of extending deposits, loans or advances in so far as the consideration is represented by way of interest or discount, the said person shall not be ineligible for the composition scheme under section 10 subject to the fulfillment of all other conditions specified therein.
- (ii) it is further clarified that in computing his aggregate turnover in order to determine his eligibility for composition scheme, value of supply of any exempt services including services by way of extending deposits, loans or advances in so far as the consideration is represented by way of interest or discount, shall not be taken into account.

By order,
Sd/-
Addl. Chief Secretary (E&T).

[Authoritative English text of this Department Notification No.EXN-F(10)-38/2017 dated 15th Nov., 2017 as required under clause (3) of article 348 of the Constitution of India.]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Shimla, the 15th November, 2017

No. EXN-F(10)-38/2017.—In exercise of the powers conferred by sub-section (1) of section 11 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on the recommendations of the Council, hereby makes the following amendment in the NOTIFICATION NO. 8/2017-STATE TAX (RATE), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, vide number No.EXN-F(10)-14/2017-Loose, dated the 30th June, 2017, namely:—

In the said notification, the proviso under Paragraph 1 shall be omitted.

By order,
Sd/-

Addl. Chief Secretary (E&T).

